

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**January 28, 2011**

**Board Members Present:**

**Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Maurice McDaniel, Absent**

**Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary**

**APPROVE CLAIMS & MINUTES**

**Mike Long made a motion to approve the minutes and claims of the last meeting, December 16, 2010. Jim Scott, seconded. All were in favor.**

**U.S. FISH & WILDLIFE – SHANTON DRAIN**

**Scott Fetter, U.S. Fish & Wildlife Service is working on a joint project with the town of Pierceton, Ducks Unlimited, the U.S.D.A Natural Resource Conservation Service and the Upper Tippecanoe River Foundation to restore a wetland that is just North of the Industrial Park along the South side of U.S. 30. There are 2 legal county tiles that are on and adjacent to our project area. With their design, they are asking for a 30' set back from the drains. They need to build a berm that parallels U.S. 30 and then turns and runs South along the East property line. There is a county tile coming from the South from the Industrial Park that runs from North to South under the highway as well as one that parallels the highway. They come together at the South side of U.S. 30. This is approximately a 3 to 3 ½ acre wetland project. The city of Pierceton has been working on this for well over 5 to 6 years, and they (USDA Natural Resources) have been working with Army Corp. of Engineers and IDEM for over 3 years trying to get the permits to restore this property. The request is that the base of the berm fill be within the 75' right of way, but no closer than 30' from the tile. The soil type is muck and there is going to be a core trench put in underneath the dam and the dam is going to be built out of a silty clay that is going to be obtained from the West side of the project area.**

**Mike Long made a motion to accept the request and Jim Scott seconded. All were in favor. The variance must be signed, notarized and recorded before the project gets started. Also, with the condition that the town of Pierceton will be responsible for any drainage problems.**

**January 28, 2011**



## **PRESTON MILES DRAIN:**

No action needed at this time, but Kemper brings this item to the Board to inform them and receive any comments. Don Fervida (on behalf of Brian Fervida – landowner) is seeking to re-clean and extend a private open arm of Preston Miles ditch and tie into the main ditch. Kemper talked with Mr. Fervida and indicated that the existing open ditch should not be filled in And abandoned until acceptance of the new ditch as County regulated (subject to County specifications) and that the adjoining landowner affected by a new maintenance easement must also sign the petition to accept as County regulated. Upon acceptance by the Board the existing ditch can then be filled in.

## **CROMWELL DRAIN:**

KEMPER gave an update on the hearing of this drain to establish annual maintenance. At the hearing it was discussed that there may be some adjustments to the watershed in our county. There were major adjustments. We removed 116 acres, 30 minimums, and all the storage condos. This reduced the assessment in Kosciusko County by approximately \$2,300.

## **HEPLER DRAIN:**

Kemper gave an update on the Hepler Drain. The rate we approved was \$8.40 an acre and \$20 minimum for 1 year and then be reduced to \$4.00 an acre and \$20.00 minimum thereafter. The successful bid was very close to the estimate therefore a re-hearing is not necessary for this project.

Being of no further business the Board adjourns.

## **CLAIMS:**

**December 21, 2010**

Sawyer Excavating	Omar Neff (Jeff)	\$9,376.00	209
Mike Long Family Farms	Robinson, Gay E	\$3,304.74	209
		\$338.26	208
Kline Excavating	Zimmer, Kelly	\$511.25	209
Hoene Tiling	Alspaugh, H.	\$2,147.74	208
Hoene Tiling	Williamson, S	\$142.18	209
Hoene Tiling	Gilliam, Wm	\$813.02	208
Custer, Darrell	Harrison, C.G	\$531.00	209
Dant, Gary	Walnut Creek	\$60.00	208
Dant, Gary	Swick Meredith	\$30.00	209
Dant, Gary	Pole Run	\$30.00	209
Dant, Gary	Silver Creek	\$30.00	209
Dant, Gary	Elder	\$30.00	209
Dant, Gary	Koontz, Mary	\$420.00	208
Dant, Gary	McConnell, N	\$330.00	209
Dant, Gary	Shanton	\$360.00	208
Dant, Gary	Arthur, J.L.	\$30.00	208

January 28, 2011

### January 4, 2011

Division of Water	Walnut Creek	\$25.00	209
Dept. Natural Resources			
Division of Water	Walnut Creek	\$100.00	209
Dept. Natural Resources			
Daltons, Inc	Conrad, Wm	\$548.00	209
Daltons, Inc	Danner	\$5,754.00	208
Daltons, Inc	Dausman	\$2,603.00	209
Daltons, Inc	Dausman	\$3,562.00	209
Daltons, Inc	Dausman	\$1644.00	209
Hoene Tiling	Doke	\$8,416.07	209
		\$2,050.82	208
Daltons, Inc	Robinson, G.E.	\$2,487.71	209
		\$2,855.29	208
Daltons, Inc	Huffer, David	\$1,370.00	209
Daltons, Inc	Nickler	\$1,918.00	209
Hoene Tiling	Williamson, S	\$571.06	209
Hohman Excavating	Williamson, S.	\$1,501.00	209
Wertenberger Tiling	Williamson, S.	\$155.00	209

### January 18, 2011

Everest Excavating	Coppess	\$13,793.41	209
		\$541.59	208
Beechy's Backhoe	Danner	\$478.60	208
Sawyer Excavating	Danner	\$19,704.70	208
Kline Excavating	Zimmer, Kelly	\$3,497.00	209

January 29, 2011



4

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**February 25, 2011**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Maurice McDaniel, Absent

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**APPROVE CLAIMS & MINUTES**

Don Goon made a motion to approve the minutes and claims of the last meeting, January 28, 2011. Jim Scott, seconded. All were in favor.

**LAKELAND REGIONAL SEWER DISTRICT:**

David Doctor, LRSD  
Mike Aylesworth  
Andy Dodzik, DLZ Engineers  
Michael DeWald, LRSD  
Neal Brown, Health Dept.  
Bob Weaver, Health Dept.

Kemper presented ortho photo watershed maps for the Van Curen watershed and Tippecanoe river/Oswego area. Mr. Truex reviewed discussion from previous meetings regarding LRSD. Mr. Aylesworth was asked why IDEM will not allow discharge into the Tippecanoe River. Mr. Aylesworth states that IDEM is concerned with adverse impacts to a type of mussel from turbidity resulting from the sewer discharge. IDEM selected the Van Curen ditch site. Mike Long asked about settling ponds. Mr. Dodzik says they are not part of current plans. Mr. Truex says we rely on IDEM as the experts and the people who will monitor the water quality. Long asked Neal Brown if the Health Department sees the need for this sewer system around the Barbee chain. Brown and Bob Weaver both responded "most definitely". Long asks why is it ok for dumping into the Van Curen ditch but not into a lake? Truex says IDEM and Fish & Wildlife have given LRSD the Van Curen as the only option. Mr. Scott asked about similar treatment plants such as North Webster out letting to the Tippecanoe River. Long states he has moral concerns with protecting the water in the ditch. Long asked Kemper about flow. Kemper says the Van Curen has the capacity for the current flow rates stated by Mr. Dodzik. Mr. Doctor re states this is a "closed" system that should prevent any infiltration or leaking. Scott and Kemper asked for reassurance from Mr. Aylesworth that IDEM would not impose maintenance permitting restrictions on the ditch in the future. Aylesworth states there should be no issues with ditch maintenance. Kemper states that annual ditch assessments must be part of Drainage Board approval. At this time it is proposed and agreed to by LRSD (Mr. Doctor) that the LRSD will be billed



annually a lump sum based on the minimum Van Curen assessment for each use of the sewer system. The current minimum assessment is \$5.00 per year. LRSD would also be subject to all future Van Curen assessment hearings and actions just like any affected landowner within the watershed. Long asked who is the responsible party for compliance? Aylesworth and Doctor respond that is the LRSD. LRSD must have a licensed certified operator. Long asked if a monitoring device can be installed downstream 1000 feet. Aylesworth states the water will be tested coming from the plant. Dodzik says monitoring downstream would not be necessary. Flow rates were again discussed. Flow rate approved in the previous meeting is a maximum 500,000 gallons a day. Increases beyond this will require further Board approval. Weaver states that the Health Department has the authority to shut the plant down if it is in non-compliance.

Scott moved to approve based on flow rate, minimum annual assessments and proper compliance. Don Goon seconded, all were in favor

#### **WAIVER FOR SEARS DRAIN IN FULTON COUNTY:**

Fulton County is scheduling a reconstruction hearing on the "Sears" drain affecting the Town of Akron and surrounding area. Fulton County has well over 80% of the watershed and 100% of the drain and is therefore requesting Kosciusko County waive representation.

Motion made by Don Goon to waive to Fulton County. Mike Long seconded, all were in favor.

#### **DRAINS TO RAISE 25%:**

Copess  
Deeds Creek  
Gay Easterday Robinson  
W.B. Jones  
Kelly Zimmer  
Mary Koontz  
Roy Mellott  
Elizabeth Schue  
Shatto Cattell  
Swick Meredith  
Wyland

Kemper recommends the Board consider raising the drains listed above by 25%. Kemper cites the Drainage code that allows the Board to raise annual maintenance (1) time by maximum 25% subsequent to a public hearing without holding a hearing.

A motion was made by Long to raise this list of drains 25%, Scott seconded, and all were in favor.

#### **UPDATE ON HOUSE BILL 1291**

Storm water management bill is currently in committee.

#### **ADJOURN:**

Goon made a motion to adjourn, Scott seconded, and all were in favor.



**CLAIMS:****February 1, 2011**

Sawyer Excavating	Danner	\$8,760.00	208
Hoene Tiling	Hepler	\$321.24	209
Englands Excavating	Koontz, Mary	\$627.50	208
Ed Boggs Farms	Zimmer, Kelly	\$150.00	209

**March 15, 2011**

Hoene Tiling	Bierce	\$444.56	209
Sawyer Excavating	Danner	\$3,477.30	208
Hoene Tiling	Deeds Creek	\$56.10	209
N.E.W. Plumbing	Deeds Creek	\$747.00	209
Kline Trucking	Deeds Creek	\$1,178.75	209
Kline Trucking	Koontz, Mary	\$4,195.25	208

February 25, 2011 page 3



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**March 24, 2011**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Maurice McDaniel, Absent

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**APPROVE CLAIMS & MINUTES**

Jim Scott made a motion to approve the minutes and claims of the last meeting, February 25, 2011. Mike Long, seconded. All were in favor.

**PRESTON MILES DRAIN:**

Don and Scott Fervida have completed the relocation of the Preston Miles Drain and it meets County Standards. The only remaining item is the seeding. Fervida's intend to seed next week. Kemper recommends acceptance of construction and vacation of the old route.

A motion was made by Mike Long to accept this part of the Preston Miles Drain into the County Drainage System. Jim Scott seconded, all were in favor.

**ISAAC SHOEMAKER DRAIN:**

This is an open ditch in the Southwest corner of the County. The open ditch needs re-cleaned but funds are insufficient. Kemper brings a report for proposed maintenance increase hearing; Kemper's report estimates a rate of \$5.00 an acre and \$20.00 minimum. This would mean an annual collection of approximately \$400; Kemper also recommends maintenance collect to an 8 year balance. Kemper asked the Board if they would approve letting a bid and putting the drain in debt temporarily in lieu of knowing we are going to have a hearing.

Jim Scott made a motion to accept Kemper's proposal, Mike Long seconded, all were in favor.

**ADJOURN:**

Mike Long made a motion to adjourn, Jim Scott seconded, all were in favor.

**CLAIMS:**

**MARCH 15, 2011**

Hoene Tiling	Bierce	\$444.56	209
Sawyer Excavating	Danner	\$3,477.30	208
Hoene Tiling	Deeds Creek	\$56.10	209
N.E.W. Plumbing	Deeds Creek	\$747.00	209
Kline Excavating	Deeds Creek	\$1,178.75	209
Kline Excavating	Koontz, Mary	\$4,195.25	208



8

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**April 28, 2011**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Maurice McDaniel, Member

Richard Kemper, Surveyor  
Mark Mantel, Drainage Inspector  
Patti Miner, Drainage Board Secretary  
Sue Gladieux, Surveyor GIS Technician

Jon Goon  
Tina Goon  
Jim Adams  
Tiffany Adams  
Nathan Martin

Chairman Truex welcomes those in attendance.

**CLAIMS & MINUTES:**

Don Goon made a motion to approve the minutes and claims of the last meeting, March 24, 2011. Mike Long seconded, all were in favor.

**ISAAC SHOEMAKER DRAIN:  
Annual Maintenance Hearing**

Chairman Truex asks Kemper to explain the Surveyor's report for the hearing on Isaac Shoemaker Drain.

Kemper reports that the current annual assessments are unchanged since 1982. Rates per acre vary on a percentage rate per acre. Minimum assessments are \$14.07. Total annual collection is \$1,235.40. Current balance is \$616.83. Expenditures since 2001 have been almost exclusively tile repairs averaging \$1,300 a year. 7300 feet of open main ditch is in need of brush clearing and sediment removal. Cost estimate is \$11,125. Estimated annual maintenance is \$393. Kemper is recommending an annual assessment rate of \$5.00 an acre and a \$20.00 minimum and to allow the maintenance fund to accumulate a balance equal to 8 times the annual collection. Surveyor's report is on file in the Surveyor's Office. Kemper also recommends letting a bid to do the re-clean project this spring. Tiffany Adams asks if the assessment will go on forever. Kemper explains that if it attains the 8 year balance it is omitted for that year, otherwise it is ongoing until further hearings make any changes. Jim Adams asks if more improvements can be made to the tile. Kemper responds that more adequate funds will make this more likely. Kemper also discusses recommended changes to the open ditch at the upper end, that is to say connecting what is now a "private" arm into the existing county regulated portion and accepting this and maintaining as county regulated. Kemper will contact Mr. Zeher to discuss this possibility. Kemper also states that some



wetland permitting issues “may” exist along the current county regulated route.

After further discussion, Mike Long moved to accept the Survey’s report, Jim Scott seconded. All were in favor.

**HAINES ALSPAUGH DRAIN:  
VARIANCE**

Kemper brings to the Board a variance request on behalf of Brant Beechler who could not attend. A large storage building is located directly over the county tile. Mr. Beechler is tearing this building and another down. He wishes to build a new pole barn north of these buildings and would like to be within 25 feet of the North side of the tile. Kemper says it is a huge plus to remove the old building from over the existing drain and suggests that 25 feet should be an acceptable minimum distance for future tile maintenance.

The Board agreed Mike Long moved to grant the variance at 25 feet on the north side of the tile. Jim Scott seconded the motion, all were in favor.

**SWICK MEREDITH DRAIN:  
TOWN OF MENTONE**

Kemper brings to the Board a License Agreement to be signed by the Board, with Norfolk Southern Railroad to allow proceeding with permitting the boaring through the Railroad right of way as a part of the Swick tile/storm drain reconstruction. Kemper consulted with Rick Helm to review the language. Helm suggested an additional paragraph allowing future passing of agreement to the town of Mentone, but indicates it may not be imperative, but run it by the Railroad. The Board approved and signed the agreement to forward to Norfolk Southern.

**HB 1291:**

Kemper informs the Board that HB 1291 (storm water management Bill) that allows storm water nuisance complaints to be filed with a Surveyor/Drainage Board for resolution has passed and goes into effect July 1, 2011. Kemper feels this is a bad bill and along with several other County Surveyor’s spoke in opposition to it, to no avail. This bill has the potential to add a huge workload to the Surveyor’s office in matters not related to County regulated drains. Kemper says we need to think about a dollar amount for a “reasonable filing fee” to defray costs. The bill allows for this fee. Chairman Truex asks Kemper to come back with his recommendation.

**ADJOURN:**

Maury McDaniel moved to adjourn, Don Goon seconded, all were in favor.

**CLAIMS:**

**March 29, 2011**

Hoene Tiling	Wyland	\$164.22	208
Hamby & Son	Wyland	\$425.00	208
Hoene Tiling	Van Curen	\$75.07	208
Hamby & Son	Van Curen	\$562.50	208
Hamby & Son	Swick Meredith	\$625.00	209
Hoene Tiling	Shatto Cattell	\$97.67	208
Hamby & Son	Shatto Cattell	\$675.00	208
Sawyer Excavating	Omar Neff (Jeff)	\$2,344.00	209

10

Kline Excavating	Koontz, Mary	\$2,609.64	208
Hoene Tiling	Koontz, Mary	\$1,848.56	208
LDP Excavating	Hepler	\$20,759.50	
		(\$5,317.91)	209
		(\$15,441.59)	208
NEW Plumbing	Funk	\$1,026.00	209
Hoene Tiling	Cauffman	\$97.80	209
Hamby & Son	Cauffman	\$425.00	208
LDP Excavating	Bierce	\$1,765.00	209
Sawyer Excavating	Armey	\$6,900.00	209

#### April 12, 2011

Hamby & Son	Burkholder	\$535.00	209
Hamby & Son	Cauffman	\$440.00	208
Kline Excavating	Deeds Creek	\$4,702.00	209
Hoene Tiling	Koontz, Mary	\$354.23	208
NEW Plumbing	Funk	\$481.00	209
Hamby & Son	Solomon Sechrist	\$440.00	208
Hamby & Son	Swick Meredith	\$220.00	209
Hamby & Son	Swick Meredith	\$220.00	209
Hoene Tiling	Van Curen	\$164.64	208
Kline Excavating	Van Curen	\$834.00	208
Hamby & Son	Walnut Creek	\$330.00	209
Hamby & Son	Williamson, S	\$440.00	209
Kline Trucking	Wyland	\$1,194.22	208
Hoene Tiling	Wyland	\$97.00	208

#### April 26, 2011

Kling Excavating	Deeds Creek	\$6,639.25	209
Hohman Excavating	Funk	\$2,046.00	209
Kline Trucking	Gilliam, Wm	\$260.00	208
Hamby & Son	Goshert, J.	\$482.50	208
Hamby & Son	Goshert, J.	\$482.50	208
Ransbottom Exc.	Koontz, Mary	\$1,000.00	208
Ransbottom Exc.	Peterson	\$1,010.00	208
Fervida, Scott	Preston Miles	\$735.00	209
Sawyer Excavating	Preston Miles	\$1,900.00	209
Hamby & Son	Swick Meredith	\$330.00	209
Kline Excavating	Van Curen	\$323.00	208
Hamby & Son	Williamson, S.	\$660.00	209



11

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**June 23, 2011**

**Board Members Present:**

**Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member**

**Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary**

**CLAIMS & MINUTES:**

**Jim Scott made a motion to approve the minutes of the April 28, 2011 and claims of May 10, 2011, May 24, 2011, June 7, 2011 & June 21, 2011. Don Goon seconded, all were in favor.**

**NUISANCE COMPLAINTS: HOUSE ENROLLED ACT 1291**

**Kemper presented the Board with copies of the new storm water management bill HB1291 that goes into effect July 1, 2011. Final version of the Bill does not involve review or involvement by the Drainage Board but rather an oral or written report and recommendation by the County Surveyor. Kemper is asking, however, for a recommendation by the Board for a filing fee ordinance to present to the County Commissioners.**

**After discussion, Jim Scott made a motion to recommend to the County Commissioners to set a \$500.00 filing fee for filing a nuisance complaint. Don Goon seconded, all were in favor. Kemper will draft an ordinance stating the same to be given to the Commissioners for final approval. Kemper will also prepare a draft nuisance complaint form. In addition, in regard to HB1291 – the Board moves to keep the current drainage review procedure by the Surveyor and Area Plan Commission Tech Committee for unincorporated areas. Any direct impacts to regulated drains or regulated drain easements will still be brought to the Board for approval.**

**UPDATES:**

**Kemper informs the Board that a DNR permit has been received for the replacement of the outlet pipe of Goose Lake. Per the permit, work can begin after July 1<sup>st</sup>.**

**Permits have also been received for construction of the temporary stone dam at the outlet of Fish Lake.**

**The Drainage Board Budget was submitted the same as last year.**

**ENCHANTED HILLS/Launer Drain:**

**Kemper informs the Board that a reconstruction on the arm in Enchanted Hills Subdivision may be proposed in the near future. At that time Kosciusko County will need to decide whether to waive or participate. The Enchanted Hills grant application was denied.**



12

## OTHER BUSINESS:

Don Goon inquired whether the Surveyor's office has been contracted by Keith Franks in regard to a drainage concern. Kemper says there has been no recent contact from Mr. Franks.

Mike Long inquired about the deadfalls in Gay Easterday Robinson drain downstream of the Hoffman Lake dam. Mark Montel says contact was made with the landowner and the decision was made to remove this after crops are harvested.

### Mentone:

The Swick Meredith reconstruction/storm sewer project is proceeding on schedule.

Being of no further business, Jim Scott made a motion to adjourn, Don Goon seconded, all were in favor,

### May 10, 2011

Hoene Tiling	Alspaugh	\$897.67	208
Kline Excavating	Deeds Creek	\$2,516.50	209
Ed Boggs Farms	Deeds Creek	\$133.50	209
Ed Boggs Farms	Deeds Creek	\$135.00	209
Hoene Tiling	Goshert	\$75.07	208
Hoene Tiling	Goshert	\$97.82	208
Kline Excavating	McCleary Goch.	\$2,975.00	
		<b>\$2,634.86</b>	<b>209</b>
		<b>\$340.14</b>	<b>208</b>
LDP Excavating	Omar Neff (Jeff)	\$11,590.55	209
Good Excavating	Rookstool	\$4,800.00	208
Hoene Tiling	Rookstool	\$3,601.12	208
LDP Excavating	Walnut Creek	\$3,200.00	209
Kline Excavating	Williamson, S.	\$3,513.25	209
Hoene Tiling	Wyland	\$1,795.36	208
Hoene Tiling	Wyland	\$203.66	208

### May 24, 2011

Hamby & Son Exc.	Cauffman	\$545.00	208
Hoene Tiling	Cauffman	\$179.54	208
Hoene Tiling	Funk	\$100.84	209
Hoene Tiling	Funk	\$4,688.37	209
Good Excavating	Huffer	\$6,906.00	209
Hoene Tiling	Leckrone Nelson	\$1,589.02	208
Kline Excavating	Leckrone Nelson	\$3,195.00	208
Hoene Tiling	Miller, J.L.	\$1,414.34	209
Hoene Tiling	Peterson	\$596.05	208
Kline Excavating	Peterson	\$582.25	208
LDP Excavating	Peterson	\$3,567.50	208
Hoene Tiling	Peterson	\$502.94	208
Kline Excavating	Ross, Alfred	\$2,642.50	209
Kline Excavating	Silveus	\$1,062.25	209
Hamby & Son Exc.	Swick Meredith	\$165.00	209
Hamby & Son Exc.	Swick Meredith	\$4,265.00	209
Hoene Tiling	Van Curen	\$164.21	208
LDP Excavating	Van Curen	\$1,402.50	208
Hamby & Son Exc.	Walnut Creek	\$420.00	209
Hoene Tiling	Walnut Creek	\$97.80	209
Hoene Tiling	Williamson, S.	\$68.31	209
Hoene Tiling	Wyland	\$133.79	208



**June 7, 2011**

Hamby & Son Exc.	Alspaugh, Haines	\$1,000.00	208
Kline Excavating	Funk	\$946.00	209
LDP Excavating	Graham	\$5,000.00	208
Good Excavating	Huffer	\$2,100.00	209
Moore & Moore Exc.	Koontz, M.	\$300.00	208
Kline Excavating	McCleary Goch.	\$525.00	208
Everest Excavating	Miller, J.L.	\$5,505.00	
		<b>\$631.96</b>	<b>209</b>
		<b>4,873.04</b>	<b>208</b>
Everest Excavating	Nickler Arm	\$320.00	209
Kline Excavating	Ross, Alfred	\$2,271.67	
		<b>\$362.41</b>	<b>209</b>
		<b>\$1,909.26</b>	<b>208</b>
Hoene Tiling	Ross, Alfred	\$4,266.95	209
Kline Trucking	Silveus	\$2,559.00	
		<b>\$214.25</b>	<b>209</b>
		<b>\$2,344.75</b>	<b>208</b>
Everest Excavating	Yeager, A.	\$871.80	208

**June 21, 2011**

Dant, Gary	Arthur	\$210.00	208
Dant, Gary	Arthur	\$1,500.00	208
Hohman Excavating	Cauffman	\$177.00	208
Dant, Gary	Danner	\$720.00	208
Dant, Gary	Elder	\$210.00	209
N.E.W. Plumbing	Elder	\$385.00	209
Ransbottom Exc.	Funk	\$2,325.00	209
Hoene Tiling	Goshert, J.	\$3,306.24	208
Kling Excavating	Goshert, J.	\$3,441.53	208
Everest Excavating	Harrison, Cor.	\$495.00	208
Hoene Tiling	Harrison, Cor.	\$229.91	
		<b>\$174.12</b>	<b>209</b>
		<b>\$55.79</b>	<b>208</b>
Dant, Gary	Koontz, Mary	\$900.00	208
Kline Excavating	McClaine	\$2,887.23	208
Hoene Tiling	Miller, J.L.	\$1,258.63	208
Dant, Gary	McConnell, N.	\$960.00	209
Good Excavating	Peterson	\$1,525.00	208
Dant, Gary	Pole Run	\$1,770.00	209
Dant, Gary	Pole Run	\$360.00	209
Dant, Gary	Pyle, John	\$1,080.00	208
Hoene Tiling	Silveus	\$2,641.39	208
Kline Excavating	Silveus	\$429.50	208
Dant, Gary	Swick Meredith	\$30.00	209
Kline Excavating	Swick Meredith	\$626.00	209
Dant, Gary	Walnut Creek	\$750.00	209
Kline Excavating	Welch	\$542.75	209
Hohman Excavating	Williamson, S.	\$630.00	209
Hoene Tiling	Wyland	\$204.78	208



14

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**July 28, 2011**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes of the June 23, 2011 and claims of July 5, 2011 and July 19, 2011. Jim Scott seconded, all were in favor.

**COPPESS DRAIN:**

The Coppess watershed includes the watershed for the Harrison Corwin Grady drain. The Harrison Corwin Grady drain has a current annual assessment of approximately \$362.00 per year and has no assessment to the Coppess. The Board may wish to combine this into the Coppess drain and drop the current assessment. In addition, the watershed map shows a large area within the Coppess watershed that has never been on the assessment role and logically should be. Kemper also explained the unique circumstance of having a "GAP" between Coppess and the Harrison Corwin Grady where no "County regulated drain" exists, but rather a private open ditch and simply overland flow. Discussion was also had relating to overland flow problems in this area.

After discussion, Mike Long made a motion to have a hearing on the Coppess drain to include everyone on the Harrison/Corwin/Grady and areas not being assessed at the current rate of the Coppess which is \$1.25 an acre and \$18.75 minimum. The hearing will be held at the September 22, 2011 meeting in the basement of the County Justice Building in the multipurpose room. Jim Scott seconded, all were in favor.

**LEMON HALL DRAIN:**

Kemper recommends holding a hearing to establish annual maintenance for the Lemon Hall drain. A hearing has never been held. Kemper recommends a rate of \$6.00 an acre and a \$20.00 minimum.

Mike Long made a motion to set this drain up at \$6.00 an acre, \$20.00 minimum and an 8 year balance. This hearing will also be held September 22, 2011 meeting, in the basement of the County Justice Building in the multipurpose room. Jim Scott seconded, all were in favor.

**POLK DRAIN:**

Kemper recommends holding a hearing to establish annual maintenance on the George Polk drain. A hearing has never been held. Kemper recommends a \$3.00 rate per acre and a \$20.00 minimum.

Jim Scott made a motion to set up a maintenance fund for this ditch at \$5.00 an acre, \$20.00 minimum, and an 8 year balance. This hearing will also be held at the September 22, 2011 meeting, in the basement of the County Justice Building in the multipurpose room. Mike Long seconded, all were in favor.



**LAUNER DRAIN/JOINT BOARD MEETING:**

Kemper informs the Board that Noble County Drainage Board will be scheduling either a reconstruction or maintenance increase hearing in the near future. The recent grant application by Enchanted Hills was denied. Does the Board want to be represented at a hearing or waive their rights?

Mike Long made a motion to waive their rights, Jim Scott seconded, all were in favor.

**ADJOURN:**

Being no further business, Jim Scott made a motion to adjourn, Mike Long seconded, all were in favor.

The Drainage Board approved the following claims.

**CLAIMS:****July 5, 2011**

Kline Excavating	Arthur	\$464.50	208
Hoene Tiling	Cauffman	\$97.80	208
Hoene Tiling	Hoopengartner	\$97.80	208
Everest Excavating	Hoopengartner	\$382.50	208
Kline Excavating	McClaine	\$1,674.95	208
Hoene Tiling	McClaine	\$2,074.05	208
Good Excavating	Pole Run	\$1,150.00	209
Good Excavating	Swick Meredith	\$2,050.00	209
Hoene Tiling	Swick Meredith	\$195.61	209
Hamby & Son Excavating	Swick Meredith	\$1,800.00	209
Kline Excavating	Swick Meredith	\$984.00	209
Kline Excavating	Walnut Creek	\$328.00	209
Good Excavating	Welch	\$1,400.00	209
Kline Excavating	Williamson, S.	\$3,357.50	209
Hoene Tiling	Williamson, S.	\$6,552.87	209
Hoene Tiling	Wyland	\$97.80	208

**July 19, 2011**

Hoene Tiling	Alspaugh, H.	\$880.24	208
Hamby & Son Excavating	Alspaugh, H.	\$2,705.00	208
Hoene Tiling	Alexander, L.	\$149.25	209
Kline Excavating	Goshert, James	\$1,043.00	208
Kline Excavating	Goshert, James	\$250.00	208
Hamby & Son Excavating	Koontz, Mary	\$330.00	208
Hoene Tiling	Koontz, Mary	\$65.37	208
M M Farm Drainage	Miller, J.L.	\$247.50	208
Hoene Tiling	Robbins Magee	\$97.80	209
Hamby & Son Excavating	Robbins Magee	\$295.00	209
Hoene Tiling	Swick Meredith	\$179.54	209
Hamby & Son Excavating	Swick Meredith	\$375.00	209
Kline Excavating	Williamson, S.	\$8,745.50	209
N.E.W. Plumbing	Williamson, S.	\$2,543.00	209
Hoene Tiling	Williamson, S.	\$697.82	209
Hamby & Son Excavating	Wyland	\$375.00	208
Hoene Tiling	Wyland	\$75.07	208

**ADJOURN:**

Being no further business Jim Scott made a motion to adjourn, Mike Long seconded, and all were in favor.



16

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**August 25, 2011**

**Board Members Present:**

Mike Long, Vice Chairman

Don Goon, Member

Jim Scott, Member

Richard Kemper, Surveyor

Patti Miner, Drainage Board Secretary

Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes of the July 28, 2011 and claims of August 2, 2011 and August 16, 2011. Don Goon seconded, all were in favor.

**WHITETAIL RUN:**

At the request of Commissioner Brad Jackson, Kemper described a surface water problem in Whitetail Run Subdivision. Following severe storm events, Hamill Court Drive within the subdivision experiences flooding. No County regulated drains exist at the problem location. Kemper prepared for the Commissioners (2) drainage way construction estimates ranging from \$14,000 to \$16,000. Scott Tilden, County Highway Superintendant, also prepared a cost estimate for a drain within Hamill Court right of way. Jim Scott states that the Drainage Board currently has no authority or jurisdiction over this location, Don Goon agreed. The Board takes no action at this time.

**SEDALIA WHITE DRAIN RECONSTRUCTION:**

**LANDOWNER PRESENT:** Harlan Zimmerman

Mr. Zimmerman appeared before the Board seeking permission for construction of a new tile drain crossing 800 S draining North to the Sedalia White open ditch. The location is just west of CR 1200 W. Kemper explained the petition/hearing process for a reconstruction or new construction. Mr. Zimmerman states that he will fund this work and does not intend to petition the Board to become County regulated. Kemper and the Board explain that he needs the landowner's permission for construction and details would be worked out among landowners. The Board cannot grant permission or authority to cross another landowner absent of a petition and public hearing process. The surveyor or Board can grant permission for the "outlet" into a County regulated drain. Kemper feels the open ditch is of adequate size and recommends granting approval for the connection. Kemper strongly suggest entering into a written maintenance easement agreement with all landowners affected by construction. Kemper also recommends a minimum of 50' separation between the existing County tile and the new tile. Mr. Zimmerman will contact the Surveyors office at time of construction to meet with the contractor.

A motion was made by Jim Scott to grant permission to Mr. Zimmerman for the outlet into Sedalia White Drain with permission from Creighton Brothers (the adjacent landowner), Don Goon seconded, all were in favor.

**ADJOURN:**

Jim Scott made a motion to adjourn, Don Goon seconded, all were in favor.



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**September 22, 2011**

**Board Members Present:**

**Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member**

**Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector  
Sue Gladieux, GIS Tech**

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes of the August 25, 2011 and claims of August 30, 2011 and September 13, 2011. Don Goon seconded, all were in favor.

**COPPESS HEARING:**

**Landowners present:  
Kay Tusing  
Bruce Lamb**

The purpose of this hearing is to adjust/increase the annual assessment roll for the Coppess Drain to accurately reflect the geographic watershed. A large portion in the watershed has never been included as it should have been. Kay Tusing questioned whether her property is within this watershed. Kemper responds that he is confident that it is, but will further check to re-confirm this and contact her. Kemper recommends that the Harrison/Corwin/Grady Drain & watershed be absorbed into and made a part of the Coppess Drain system. He also recommends, due to timing that the Board may want to consider deferring Coppess assessments for the Harrison/Corwin/Grady landowners until 2013. This avoids any double assessments for these landowners.

Jim Scott made a motion to accept Kemper's recommendations to correct the watershed, combine the drains and defer the Harrison/Corwin/Grady landowners "Coppess" assessment to spring 2013. Don Goon seconded, all were in favor.

**LEMON HALL DRAIN:**

**Landowners present:  
Don Zolman  
Dorothy Adkins**

Crystal Lake Rd, West of Warsaw. This drain has never had a maintenance fund established, the Lemon Hall was petitioned in 1913. Kemper recommended a rate of \$6.00 per acre and a \$20.00 minimum. This will generate \$1,090.60 a year in assessments based on the watershed. Kemper also recommended that this ditch collect an 8 year balance. Don Zolman indicated that he believes a private tile may extend Southerly which would enlarge and alter the watershed area. Kemper agrees to meet with Zolman after harvest to view this and adjust if required.

After a short discussion with landowners, Jim Scott made a motion to accept Kemper's recommendation of \$6.00 an acre, \$20.00 minimum and collect to a maximum 8 year balance. Don Goon seconded, all were in favor.



**POLK DRAIN**

**Landowners present:  
Don Zolman**

The drain has never had a maintenance fund established, was built in 1917. The proposed rate set by the Drainage Board at last month's meeting was \$5.00 an acre and \$20.00 minimum. Total acreage is 347 acres. Total assessment would generate \$1,752 a year. This will not go on the books until May 2012.

A motion was made by Jim Scott to set this drain up for maintenance at \$5.00 an acre, \$20.00 minimum and an 8 year balance. Don Goon seconded, all were in favor.

A motion to adjourn was made by Jim Scott, Don Goon seconded, and all were in favor.

**CLAIMS:**

**August 30, 2011**

Fosnaugh Excavating	Beyer Brady	\$1,276.75	209
Dant, Gary	Danner	\$600.00	208
Dant, Gary	Elder	\$180.00	209
Dant, Gary	Gay Easterday	\$210.00	209
Hoene Tiling	Koontz, Mary	\$6,849.01	208
Kline Excavating	Koontz, Mary	\$3,154.93	208
Hamby & Son	Leckrone Nelson	\$375.00	208
Dant, Gary	McConnell, Nevin	\$270.00	209
Dant, Gary	Pole Run	\$270.00	209
Hoene Tiling	Walnut Creek	\$1,559.38	209
Kline Excavating	Walnut Creek	\$1,041.00	209

**September 13, 2011**

Hamby & Son	Cauffman	\$700.00	208
Dant, Gary	Danner	\$540.00	208
Dean's Tree Service	Deeds Creek	\$1,300.00	209
Daltons, Inc.	Elder	\$3,767.50	209
Dant, Gary	Elder	\$240.00	209
Dant, Gary	Gay Easterday	\$300.00	209
Hamby & Son	Hickman	\$50.00	209
Don's Excavating	Jones, A.P.	\$7,630.00	
		\$819.81	209
		6,810.19	208
Dant, Gary	McConnell, Nevin	\$240.00	209
Dant, Gary	Pole Run	\$120.00	209
Kline Excavating	Silveus	4,806.24	208
Hoene Tiling	Silveus	\$461.15	209
Hamby & Son	Swick Meredith	\$2,270.00	209
Hamby & Son	Swick Meredith	\$600.00	209
Walnut Creek	Walnut Creek	\$2,877.00	209
Hamby & Son	Walnut Creek	\$600.00	209
Kline Excavating	Walnut Creek	\$2,921.27	209



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**October 27, 2011**

**Board Members Present:**

Ron Truex, President  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes of the September 22, 2011 meeting and the claims for September 27, 2011, October 11, 2011 and October 25, 2011. Mike Long seconded, all were in favor.

**BYLAWS:**

Mike Long proposed for discussion adopting a by law or Board policy regarding minimum attendance requirements for members. No action was taken.

**ELDER DRAIN VARIANCE:**

**Claude V. Myers**

Claude Myers is seeking approval for an after the fact variance for a recently constructed pond. Kemper met on site with Mr. Myers and reports the pond ranges from 50' – 60' East of the top of the East ditch bank. Kemper also says the ditch easement is virtually brush free and readily accessible for any future maintenance. Kemper recommends approval to 50'.

Mike Long made a motion to accept the 50' variance, Don Goon seconded, all were in favor.

**LRSD:**

Lakeland Regional Sewer District has delayed seeking a setback variance along the Van Curen drain until further notice.

**CLAIMS:**

**September 27, 2011**

Hamby & Son Excavating	Bierce	\$700.00	209
Hamby & Son Excavating	Blue, Austin	\$600.00	209
Hamby & Son Excavating	Cauffman	\$600.00	208
Everest Excavating	Dausman	\$440.00	209
Hoene Tiling	Dausman	\$267.99	209
Superior Excavating	Deeds Creek	\$300.00	209
Everest Excavating	Harrison/Corwin	\$655.00	208
Hoene Tiling	Plunge Creek	\$487.32	208
Kline Excavating	Robinson, G.A.	\$345.00	208

Kline Excavating	Silveus	\$1,837.81	208
Hoene Tiling	Silveus	\$20.09	208
Hoene Tiling	Silveus	\$2,706.11	208
Hoene Tiling	Swick Meredith	\$588.10	209
<b>October 11, 2011</b>			
Hoene Tiling	Bierce	\$571.59	209
Wertenberger Tiling	Bierce	\$795.00	209
Hamby & Son Excavating	Danner	\$380.00	208
Hamby & Son Excavating	Deeds Creek	\$1,710.00	209
Dant, Gary	Elder	\$630.00	209
Hamby & Son Excavating	Fluke Hanson	\$1,240.00	209
Kline Excavating	Gay Easterday	\$1,420.58	
		<b>\$902.40</b>	<b>209</b>
		<b>\$518.18</b>	<b>208</b>
Hamby & Son Excavating	Gay Easterday	\$270.00	209
Hoene Tiling	Gay Easterday	\$1,913.68	209
Hamby & Son Excavating	Huffer, David	\$770.00	209
Dant, Gary	McConnell, Nevin	\$510.00	209
Hamby & Son Excavating	Rupple	\$1,030.00	209
Joles Tree Service	Shanton	\$1,000.00	208
Hamby & Son Excavating	Shilling, Wm.	\$500.00	209
<b>October 25, 2011</b>			
N.E.W. Plumbing & Heating	Bierce	\$385.00	209
Dant, Gary	Danner	\$780.00	208
Everest Excavating	Deeds Creek	\$1,980.00	209
Hoene Tiling	Deeds Creek	\$767.16	209
Kline Excavating	Deeds Creek	\$1,956.99	209
Kline Excavating	Deeds Creek	\$2,219.99	209
N.E.W. Plumbing & Heating	Deeds Creek	\$873.00	209
Dant, Gary	Elder	\$300.00	209
Hamby & Son Excavating	Elder	\$1,710.00	209
Dant, Gary	Gay Easterday	\$300.00	208
Kline Excavating	Keefer Evans	1,065.50	208
Dant, Gary	McConnell, Nevin	\$300.00	209
Good Excavating	Swick Meredith	\$2,575.00	209



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**January 26, 2012**

**Board Members Present:**

Ron Truex, Chairman, (absent)  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes of the October 27, 2011 meeting and the claims for November 7, 2011, November 22, 2011, December 6, 2011, December 20, 2011, January 3, 2012 & January 17, 2012. Don Goon seconded, all were in favor.

**MAURICE McDANIEL:**

Don Goon indicated he has had a recent conversation with Maury and that he seemed ready to step down. The Board suggests having Chairman Truex speak to Maury and proceed from there. Jim Scott indicated he may have someone interested. He was generally agreed that it would be desirable to have someone from either the North or South end of the County. Discussion to resume at the February meeting.

**VARIANCE – JOHN PYLE DRAIN:**

Joseph & Stacy Stanley  
Harrison Township, Pt NW SE 21-32-5 1.10A  
Key #013-111-003

Mrs. Stanley came before the Board to ask for a variance of 50' on the John Pyle tile drain to build a new home. Kemper was fairly sure where the tile is located per a re-route report. Kemper states that 50' is sufficient for future maintenance and recommends approval.

Jim Scott made a motion to approve the variance. Don Goon seconded, all were in favor.

**HARRISON/CORWYN/GRADY DRAIN:**

In regards to the recent Coppess/Harrison/Corwyn/Grady hearing. The Board moved to not collect the Coppess assessment from H/C/G landowners until H/C/G debt to the general drain was paid off. It was stated that the Coppess collection for H/C/G landowners would begin spring of 2013. Upon review, H/C/G debt won't be eliminated until 2014. Kemper also brought an estimate for tile replacement on the upper (East end) portion of the H/C/G tile lying East of CR 200E. The tile needs replaced through the low area and cost is estimated at \$9,600 more or less. Kemper asks the Board for guidance on the following options:



1. Do a reconstruction now?
2. Do from Coppess maintenance funds?
3. Re-evaluate after spring 2014 Coppess collection?

Kemper states landowners do have the option to petition for reconstruction as well which would initiate a hearing before the Board.

Jim Scott moved to not collect Coppess assessments for the H/C/G watershed until spring 2014 and re-evaluate tile replacement at that time. Don Goon seconded the motion, all were in favor.

#### ARMEY DRAIN:

Surveyor's office has invited bids for a re-clean of approximately 30,000 feet of the Arme drain at an estimated cost of \$45,000. Kemper requests authorization to accept the low bid and proceed in lieu of delaying acceptance until February 23<sup>rd</sup> meeting.

Mike Long moved to authorize acceptance of the low bid on February 10, 2012 due date for bid submission. Jim Scott seconded the motion, all were in favor.

Jim Scott made a motion to adjourn the meeting, Don Goon seconded, all were in favor.

#### CLAIMS:

##### November 7, 2011

Dant, Gary	Danner	\$300.00	208
Dant, Gary	Elder	\$300.00	209
Dant, Gary	Gay Easterday	\$360.00	208
Dant, Gary	Gay Easterday	\$30.00	208
Kline Excavating	Gay Easterday	\$918.25	208
Hoene Tiling	Keefer Evans	\$496.53	208
Kline Excavating	Leckrone Nelson	\$581.88	208
Dant, Gary	Nevin McConnell	\$300.00	209
Everest Excavating	Nickler Arm	\$910.00	209
Hoene Tiling	Nickler Arm	\$454.23	209
Dant, Gary	Silver Creek	\$690.00	209
Kline Excavating	Silveus	\$552.75	208
Dant, Gary	Swick	\$60.00	209
Don's Excavating	Westlake Fetters	\$12,710.00	
		(\$2,395.11)	209
		(\$10,314.89)	208

##### November 22, 2011

Hoene Tiling	Arme	\$2,588.86	209
Kline Excavating	Arme	\$4,567.29	209
Hoene Tiling	Burkholder	\$433.50	
		(\$2.18)	209
		(\$431.32)	208
Kline Trucking	Burkholder	\$2,911.88	209
Dant, Gary	Elder	\$120.00	209
Hoene Tiling	Fluke Hanson	\$1,030.47	209
Dant, Gary	Gay Easterday	\$210.00	208
Dant, Gary	Nevin McConnell	\$180.00	209
Dant, Gary	Silver Creek	\$240.00	209
Dant, Gary	Silver Creek	\$330.00	209
Dant, Gary	Silveus	\$270.00	208
Hoene Tiling	Smith, George	\$102.12	208
Hohman Excavating	Smith, George	\$354.00	208
Dant, Gary	Walnut Creek	\$30.00	209



**December 6, 2011**

Dant, Gary	Cauffman	\$120.00	208
Kline Excavating	Cauffman	\$631.00	208
Hamby Excavating	Dorsey, Milton	\$400.00	290
Dant, Gary	Silver Creek	\$150.00	209
Eads & Son Bulldozing	Swick Meredith	\$3,500.00	
		<b>(\$1,304.09)</b>	<b>209</b>
		<b>(\$2,195.91)</b>	<b>208</b>

Dant, Gary	Swick Meredith	\$240.00	208
Dant, Gary	Walnut Creek	\$180.00	209
Dant, Gary	Westlake Fetters	\$240.00	208
Kline Excavating	Williamson, Sarah	\$3,462.00	209
Kline Excavating	Williamson, Sarah	\$1,664.52	209

**December 20, 2011**

Dant, Gary	Cauffman	\$240.00	208
M M Farm Drainage	Danner	\$2,000.00	208
Dant, Gary	Nevin McConnell	\$120.00	209
Dant, Gary	Swick Meredith	\$360.00	208
Dant, Gary	Swick Meredith	\$300.00	208
Hohman Excavating	Swick Meredith	\$413.00	208
Dant, Gary	Walnut Creek	\$300.00	209
Dant, Gary	Westlake Fetters	\$120.00	208
Hoene Tiling	Williamson, Sarah	\$2,182.74	209
N.E.W. Plumbing	Williamson, Sarah	\$748.00	209
Kline Excavating	Williamson, Sarah	\$2,320.63	209
Kline Excavating	Williamson, Sarah	\$2,897.50	209

**January 3, 2012**

Geiger Trenchless Solutions	Armey	\$450.00	2700
Hoene Tiling	Armey	\$93.38	2700
Kline Excavating	Armey	\$2,518.01	2700
Dant, Gary	Cauffman	\$120.00	1158
Hamby Excavating	Danner	\$285.00	1158
Collier Excavating	Fluke Hanson	\$1,125.00	2700
Dant, Gary	McConnell, Nevin	\$120.00	2700
Collier Excavating	Plunge Creek	\$510.00	1158
Weed, Inc	Pole Run	\$385.00	2700
Hoene Tiling	Pyle, John	\$2,379.81	1158
Wertenberger Excavating	Pyle, John	\$6,670.00	1158
Dant, Gary	Shilling	\$210.00	2700
Dant, Gary	Silver Creek	\$180.00	2700
Dant, Gary	Swick Meredith	\$180.00	2700
Dant, Gary	Swick Meredith	\$180.00	2700
Hamby Excavating	Swick Meredith	\$375.00	2700
Dant, Gary	Walnut Creek	\$180.00	2700
Hoene Tiling	Williamson, Sarah	\$4,919.82	2700

**January 17, 2012**

Hoene Tiling	Armey	\$781.59	2700
Hamby Excavating	Danner	\$545.00	1158
Hamby Excavating	Danner	\$92.72	1158
Good Excavating	Pole Run	\$693.00	2700
Hoene Tiling	Pole Run	\$1,042.86	2700
Hoene Tiling	Robbins Magee	\$98.76	2700
Wertenberger Excavating	Robbins Magee	\$290.00	2700
Hamby Excavating	Shoemaker, Isaac	\$375.00	2700
Hoene Tiling	Silveus	\$599.17	1158
Kline Excavating	Silveus	\$1,671.80	1158
Hoene Tiling	Silveus	\$1,019.08	1158
Kline Excavating	Silveus	\$1,757.75	1158

Hoene Tiling	Slone Adams	\$158.33	1158
Hoene Tiling	Swick Meredith	\$140.04	2700
Hamby Excavating	Wyland	\$1,285.00	1158
Hoene Tiling	Wyland	\$102.12	1158
Hamby Excavating	Wyland	\$875.00	1158



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**February 23, 2012**

**Board Members Present:**

Ron Truex, Chairman, (absent)  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting. Don Goon seconded, all were in favor.

**MARY KOONTZ DITCH:**

Kemper discussed the possibility of cost sharing with the Nature Conservancy, another 2 stage ditch project on the Mary Koontz drain. This could solve severe bank erosion problems and lower levels to improve drainage. He will keep the Board informed of progress. The location is along the South side of CR 850S, 1.5 miles East of Sidney.

**ARMEY BID:**

Kemper reports that Armeay ditch re-clean bids ranged from \$33,000 to \$48,000. Everest Excavating was the low bidder and has begun the project.

**ISAAC SHOEMAKER:**

Kemper reports that bid packets are in contractors hands for the 7000 foot re-clean.

**DAVISSON DITCH/ KEEFER EVANS DITCH:**

Kemper proposes (2) drains for maintenance increase hearings. Maintenance projects are needed for both drains. The Board approved preparing reports proposing:

Davisson: \$4.00 an acre and a \$20.00 minimum

Keefer Evans: \$4.00 an acre and a \$20.00 minimum

Hearings will be scheduled for April 26, 2012.

**GREAT LAKES WATERSHED INITIATIVE:**

Kemper informed the Board that his office was contacted by Wayne Stanger (Former NRCS Conservationist) who is coordinating erosion control projects for the Greats Lakes Watershed Initiative. Grant money has been awarded and could benefit the Wawasee Lake Watershed and Westlake Feters watershed. Kemper will be meeting with Stanger to inspect problem areas on the Westlake Feters drain that could be addressed with these funds.



**ARM 17 SARAH WILLIAMSON:**

The Auditor’s Office brought to our attention a debt that they were showing on their General Drain Improvement or 2700 fund owed by Sarah Williamson drain on a reconstruction on Arm 17. The project was scaled back and work done from annual maintenance. The work was completed and paid for. Kemper will prepare a letter to the Auditor’s Office with explanation to hopefully clear the confusion.

**HB 1291 FILING FEE:**

Last year the Board recommended and the Commissioners approved setting a filing fee of \$500.00. The final adopted/passed version of the bill eliminated all Drainage Board involvement and reduced the County Surveyor’s obligation to a written or even oral report. Kemper suggests that now \$500.00 may not be a “reasonable” fee by statute and do they want to reconsider and possibly lower this fee?

After discussion, Jim Scott moved to recommend to the Commissioners re-establishing the fee at \$100.00. Don Goon seconded, all were in favor.

**DRAINAGE BOARD APPOINTMENT:**

Kemper asked the Board if they wanted a recommendation from him i.e. a list of possible candidates or if they want to do the recommendation to the Commissioner themselves? Jim Scott would like to recommend Steve Metzger (South View Farms) and Long agreed. Scott will talk with Mr. Metzger and confirm his interest and relay this to Ron Truex for consideration.

**MAURICE MCDANIEL:**

Kemper suggested talking with Ron Truex and Commissioners in maybe setting up some type of recognition for Maury for his years of service on the Board. Kemper will discuss this with Ron.

**ADJOURN:**

Don Goon made a motion to adjourn, Jim Scott seconded, all were in favor.

**CLAIMS:**

**January 31, 2012**

Custer, Darrell	Hoopengarner	\$2150.00	1158
DirtWorx Excavating	Sloan Adams	\$755.00	1158

**February 14, 2012**

Kline Excavating	Deeds Creek	\$787.50	2700
Hoene Tiling	Leckrone Nelson	\$935.63	1158
Kline Excavating	Leckrone Nelson	\$3,079.00	1158
Kline Excavating	Swick Meredith	\$1,004.00	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**March 22, 2012**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting. Jim Scott seconded, all were in favor.

**VARIANCE/JOHN PYLE DITCH  
MAURICE GUIFF:**

Mr. Guiff is here to get a variance for 2 sheds along the John Pyle Ditch at 600W & 200S. The request is for an after the fact approval for the sheds to remain in the 75 foot easement. One shed is 14 feet from the top of bank. Kemper said the drainage statute states that permanent structures are not allowed without permission of the Board. Temporary structures are allowed and don't need permission if it is deemed a temporary structure, but may be ordered removed for maintenance access. Kemper recommends the structures be classified as "temporary" and thus no variance would be required. Mike Long made a motion to this affect, Jim Scott seconded, all were in favor.

**DAVISSION DITCH HEARING:**

The Board re-affirmed the proposed rate of \$4.00/acre and \$20.00 minimum assessments. The hearing is scheduled for April 26, 2012.

**MAURY MCDANIEL:**

Kemper asked the Board if they wanted to do something for Maury for his years of service on the Drainage Board. Truex said he would bring it up at the next commissioners meeting. Kemper needs to get some information on his start date, etc.

**ARMEY DITCH UPDATE:**

Kemper informed the Board that the Army re-clean project is underway and going very well.

**ADJOURN:**

Jim Scott moved to adjourn the meeting, Mike Long seconded, all were in favor.

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**April 26, 2012**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting. Jim Scott seconded, all were in favor.

**HEARING/DAVISSON:**

Notices were mailed to landowners for the proposed periodic maintenance increase and the proper ads did appear in the newspapers. No landowners were present and no letters of remonstrance were received. Kemper explained to the Board that we have about 7 ½ miles of open ditch, small watershed, 2650 acres, all agricultural. Kemper's recommendation is to increase the annual assessment from \$1.25 to \$4.00 an acre and the minimum assessment from \$5.00 to \$20.00. In 2009 the Board amended the maximum maintenance fund balance from a 4 year balance to an 8 year balance.

Mike Long made a motion to accept Kemper's recommendation, Steve Metzger seconded. All were in favor.

**TURKEY CREEK MAINTENANCE:**

Kemper is preparing a Turkey Creek report for the Board's review. He has classified Turkey Creek as "in need of maintenance". A report should be presented to the Board in late 2012.

**ADJOURN:**

Mike Long moved to adjourn the meeting, Jim Scott seconded, all were in favor.

**CLAIMS:**

**March 27, 2012**

G & G Excavating	Armey	\$361.72	2700
Kline Excavating	Gilliam, Wm.	\$1,434.25	1158
Kline Excavating	Leckrone Nelson	\$877.50	1158
Craig Excavating	McCleary Goch.	2,950.00	2700
Hoene Tiling	McCleary Goch.	\$1,559.57	
		<b>(\$1,037.84)</b>	<b>2700</b>
		<b>\$(521.73)</b>	<b>1158</b>
Hoene Tiling	Peterson	\$53.65	1158



Kline Excavating	Ruple	\$2,456.00	2700
Hoene Tiling	Ruple	\$1,056.64	2700
Hoene Tiling	Solomon Sechrist	\$261.48	1158
Hamby & Son Exc.	Welch, James	\$660.00	2700
Hoene Tiling	Welch, James	\$81.54	2700
Hamby & Son Exc.	Wyland	\$415.00	1158
Hoene Tiling	Wyland	\$102.12	1158

#### April 10, 2012

Clunette Elevator	Armey	\$963.50	2700
Everest Excavating	Armey	\$12,495.00	2700
Everest Excavating	Armey	\$33,273.00	2700
Hydro-Tek Seeding	Armey	\$4,275.00	2700
Everest Excavating	Biller	\$4,350.00	2700
Daltons, Inc	Cauffman	\$411.00	1158
Custer, Darrell	Coppess	\$2,500.00	2700
Everest Excavating	Coppess	\$415.00	2700
Hoene Tiling	Coppess	\$369.97	2700
Elkhart County Gravel	Danner	\$92.67	1158
Hoene Tiling	Danner	\$148.67	1158
Everest Excavating	Danner	\$1,145.00	1158
Everest Excavating	Danner	\$272.50	1158
Hoene Tiling	Danner	\$83.69	1158
Daltons, Inc.	Deeds Creek	\$3,596.25	2700
Daltons, Inc.	Deeds Creek	\$3,233.20	2700
Daltons, Inc.	Deeds Creek	\$2,671.50	2700
Kline Excavating	Hoopengarner	\$543.50	1158
Hoene Tiling	Hoopengarner	\$210.43	1158
Hamby & Son Exc.	Huffer, David	\$375.00	2700
Hoene Tiling	Huffer, David	\$102.12	2700
Daltons, Inc.	Keefer Evans	\$1,027.50	1158
Daltons, Inc.	McClaine, Peter	\$411.00	1158
Craig Excavating	McCleary Goch.	\$237.50	1158
Kline Excavating	Neff, Omar (Jeff)	\$1,408.25	2700
Daltons, Inc.	Plunge Creek	\$1,644.00	1158
Hoene Tiling	Plunge Creek	\$683.51	1158
Hamby & Son Exc.	Robbins Magee	\$625.00	2700
Everest Excavating	Rookstool	\$470.00	1158
Dalton, Inc.	Shanton	\$1,233.00	1158
Dalton, Inc.	Shanton	\$2,877.00	1158
Hamby & Son Exc.	Silveus	\$1,065.00	1158
Hoene Tiling	Silveus	\$63.31	1158
Hoene Tiling	Silveus	\$621.91	1158
Hoene Tiling	Smith, George	\$96.16	1158
Everest Excavating	Solomon Sechrist	\$560.00	1158
LDP Excavating	Swick Meredith	\$11,650.00	
		(\$1,022.92)	2700
		(\$10,627.08)	1158
Everest Excavating	Wallace, Earl	\$675.00	1158
Hoene Tiling	Wallace, Earl	\$232.36	1158
Kline Excavating	Walnut Creek	\$150.00	2700
Daltons, Inc.	Wyland	\$616.50	1158

#### April 24, 2012

Hamby & Son Exc.	Achor	\$90.00	2700
Everest Excavating	Armey	\$1,332.00	2700
Good Excavating	Bierce	\$1,190.00	2700
Everest Excavating	Burkholder	\$840.00	1158

Kline Excavating	Deeds Creek	\$12,284.05	2700
Everest Excavating	Fleugle	\$280.00	2700
Hamby & Son Exc.	Goshert, James	\$420.00	1158
Hoene Tiling	Goshert, James	\$594.08	1158
Everest Excavating	Hall, Lemon	\$770.00	1158
Hoene Tiling	Hall, Lemon	\$388.98	1158
Good Excavating	Huffer, David	\$715.00	2700
Kline Excavating	Leckrone Nelson	\$275.00	1158
Hoene Tiling	McCleary Goch.	\$2,016.00	1158
Hamby & Son Exc.	Mellott, Roy	\$250.00	2700
Kline Excavating	Neff, Omar (Jeff)	\$587.00	2700
Everest Excavating	Nickler Arm	\$1,530.00	2700
Hoene Tiling	Nickler Arm	\$1,647.52	2700
Good Excavating	Pole Run	\$450.00	2700
Good Excavating	Shatto Cattell	\$575.00	1158
Hamby & Son Exc.	Silveus	\$250.00	1158
Hoene Tiling	Silveus	\$63.31	1158
G & G Excavating	Solomon Sechrist	\$263.35	1158
Keirn, Jack Excavating	Solomon Sechrist	\$699.00	1158
Eads & Son Bulldozing	Stoneburner, Puntney	\$200.00	1158
Eads & Son Bulldozing	Swick Meredith	\$773.42	1158
Hoene Tiling	Swick Meredith	\$445.84	1158
Good Excavating	Swick Meredith	\$610.00	1158
Hamby & Son Exc.	Swick Meredith	\$440.00	1158
Hamby & Son Exc.	Swick Meredith	\$375.00	1158
Hamby & Son Exc.	Swick Meredith	\$250.00	1158
Ransbottom Excavating	Swick Meredith	\$1,120.00	1158
Hamby & Son Excavating	Teagarden	\$250.00	2700
Hoene Tiling	Teagarden	\$129.95	2700
Hamby & Son Excavating	Welch, James	\$758.00	2700
Hoene Tiling	Welch, James	\$178.56	2700
Hamby & Son Excavating	Welch, James	\$420.00	2700
Hoene Tiling	Welch, James	\$178.56	2700
Hamby & Son Excavating	Williamson, Sarah	\$50.00	2700
Hoene Tiling	Williamson, Sarah	\$118.87	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
May 24, 2012**

**PRESENT:**

Ron Truex, President  
Mike Long, Vice President  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, County Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the claims and minutes of the last meeting. Jim Scott seconded, all were in favor.

**VARIANCE/VAN CUREN DRAIN:**

Variance request for parcel #009-023-002. Located in the SW ¼ of Section 6-32-7, Washington Township.

Joshua Schuh came before the Board to ask for a variance on a tile arm of the Van Curen Drain. He would like to construct a house within the 75' easement but be no closer than 50' from the tile. He may want to cross the tile with a water line from building to building also. Kemper said that is something that can be worked out with the installer and should not require further variance. Contractor is to contact the Surveyor's office at time of installation.

Mike Long made a motion to grant the variance at 50'. Steve Metzger seconded, all were in favor.

**VARIANCE/VAN CUREN – LAKELAND REGIONAL SEWER DISTRICT.**

Variance request for parcel #009-024-001. Located in the SE ¼ of Section 6, Township 32 North, Range 7 East, Washington Township. Casey Irwin, DLZ Indiana, Ft. Wayne Office appeared before the Board. They are the Engineering Consultant for the LRSD. They are working on a sewer system around the Barbee Lakes chain, South of North Webster. The treatment plant for this system is on CR 100, on the upper end of the Van Curen ditch. They have gone through County Planning for their zoning approval and today they are seeking Drainage Board approval. After Irwin presented the site plan, Kemper suggests and recommends all construction and appurtenances including security fences be no nearer than 50' from the top of the ditch bank. A limestone drive is allowed within the 50' but would be subject to possible temporary disruption during drain maintenance activities with no liability to the Drainage Board. If spoil needs hauled off site LRSD may be responsible for extra expense. LRSD will also seek approval for a culvert crossing Van Curen ditch for access and will work directly with the Surveyor for this approval. As previously agreed upon, final approval and release of construction permits is contingent upon a signed agreement between LRSD and the Drainage Board. The items Contained in the



32  
Agreement were again discussed and agreed upon (see previous Drainage Board minutes of February 25, 2011). Richard Helm, Attorney for the Drainage Board, will be contacted by Kemper to proceed with a draft agreement to be reviewed by both parties.

A motion was made by Jim Scott to approve the variance request. Contingent upon signed agreement be drafted by Richard Helm, Drainage Board Attorney. Mike Long seconded, all were in favor.

#### MINIMUM ASSESSMENTS/SUBDIVISIONS:

On behalf of developers Dan Widaman and Don Bucher, Kemper brings to the Board for discussion, the issue of minimum assessments for unsold lots in subdivision plats. Due to state assessing requirement (per County Auditor and Assessor) unsold lots must be separate tracts and assessed individual rather than be considered as a "total acreage". This raises the assessments significantly. After discussion, the Board believes they should be assessed individually as minimum assessments.

#### PHONE NUMBERS ON WEB:

Board members agreed to post their contact numbers on the County web site.

#### DRAINAGE HEARINGS:

Kemper recommends holding maintenance increase hearings for William Gilliam, Keefer Evans, & Mary Koontz. The Board directs Kemper to prepare reports for William Gilliam at \$4.00 an acre and a \$20.00 minimum. Keefer Evans at \$2.00 an acre and a \$20.00 minimum. Mary Koontz at \$4.00 an acre and a \$20.00 minimum.

#### ADJOURN:

Mike Long moved to adjourn the meeting, Jim Scott seconded, all were in favor.

#### CLAIMS:

May 7, 2012

Wertenberger Exc.	Arthur	\$310.00	1158
Hamby & Son Exc.	Bierce	\$250.00	2700
Everest Excavating	Coppess	\$22,453.20	
		<b>\$7,631.82</b>	<b>2700</b>
		<b>\$14,821.38</b>	<b>1158</b>
Kline Excavating	Deeds Creek	\$2,354.04	2700
Deans Tree Service	Deeds Creek	\$900.00	2700
Deans Tree Service	Deeds Creek	\$9,500.00	2700
Kline Excavating	Koontz, Mary	\$333.00	1158
Kline Excavating	Koontz, Mary	\$1,274.50	1158
Kline Excavating	Koontz, Mary	\$497.73	1158
Kline Excavating	Koontz, Mary	\$669.00	1158
Hoene Tiling	McCleary Goch.	\$1,804.75	1158
Hoene Tiling	Miller, J.B.	\$877.39	1158
G. & G. Hauling	Nickler Arm	\$357.75	
		<b>\$12.36</b>	<b>2700</b>
		<b>\$345.39</b>	<b>1158</b>
Everest Excavating	Nickler Arm	\$1,340.00	2700
Hoene Tiling	Nickler Arm	\$262.83	1158
Hamby & Son Exc.	Robbins Magee	\$250.00	2700
LDP	Shoemaker, I.	\$10,938.00	
		<b>\$1,466.64</b>	<b>2700</b>
		<b>\$9,471.36</b>	<b>1158</b>



Kline Excavating	Williamson, S.	\$422.50	2700
Kline Excavating	Wyland	\$633.50	1158
Hoene Tiling	Wyland	\$450.77	1158

#### May 22, 2012

Daltons, Inc	Biller	\$1,507.00	2700
Kline Excavating	Deeds Creek	\$750.00	2700
Superior Excavating	Deeds Creek	\$440.00	2700
Daltons, Inc	Fleugle	\$7,535.00	2700
Hamby & Son Exc.	Goshert, J.	\$375.00	1158
Everest Excavating	Hall, Isaac	\$260.00	1158
Hohman Excavating	Huffer, David	\$2,266.00	2700
Hoene Tiling	McCleary Goch.	\$326.14	1158
Daltons, Inc	Omar Neff (Jeff)	\$14,248.00	2700
Hamby & Son Exc.	Shilling, Wm.	\$1,565.00	

**\$253.48 2700**

**\$1,311.52 1158**

Hoene Tiling	Shilling, Wm.	\$368.97	1158
Kline Excavating	Silveus	\$666.00	1158
Good Excavating	Swick Meredith	\$1,517.00	1158
Hoene Tiling	Swick Meredith	\$1,024.95	1158
Ransbottom Exc.	Walnut Creek	\$560.00	2700
Hamby & Son Exc.	Walnut Creek	\$850.00	2700

84  
**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**August 30, 2012**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting. Mike Long seconded, all were in favor.

**2013 BUDGET UPDATE:**

No changes were made to the 2013 Drainage Board budget.

**ANNUAL MAINTENANCE HEARINGS:**

These hearings will be held **October 25, 2012.**

William

~~Fred~~ Gilliam is now \$3.00 an acre and \$5.00 minimum.

Our recommendation is \$4.00 an acre and \$20.00 minimum.

Keefer Evans is now \$0.49 an acre and \$5.00 minimum.

Our recommendation is \$2.00 an acre and \$20.00 minimum.

Mary Koontz is now \$1.56 an acre and \$5.00 minimum.

Our recommendation is \$4.00 an acre and \$20.00 minimum.

**TURKEY CREEK HEARING:**

Kemper informed the Board that work has begun preparing a report for annual maintenance on Turkey Creek. Kosciusko County has 58,926 acres and Noble County has 8,318 acres or actual watershed area of approximately 67,000 acres. Kemper is contacting Whitley County to request them to waive representation a joint hearing. In order to proceed estimating numbers the Board needs to recommend a "minimum" assessment. After much discussion Mike Long moved to set the minimum assessment at \$5.00. Jim Scott seconded and all were in favor. Kemper will proceed with this minimum and bring to the Board an updated report.



**LRSD UPDATE:**

Still awaiting attorneys to finalize agreement language for Board review.

**SURVEYOR/DRAINAGE BOARD WEBSITE UPDATES:**

Sue got everyone's information out on the County website. The office has been scanning all ditch records into our database.

**ADJOURN:**

Don Goon made a motion to adjourn, Jim Scott seconded, all were in favor.

**CLAIMS:****June 5, 2012**

Kline Trucking	Cauffman	\$3,946.69	1158
Hoene Tiling	Cauffman	\$5,831.95	1158
Good Excavating	Cauffman	\$8,516.81	1158
Kline Trucking	Cauffman	\$699.00	1158
Akron Tree Farm & Exc.	Deeds Creek	\$1,030.00	2700
Akron Tree Farm & Exc.	Deeds Creek	\$480.00	2700
Hamby & Son Exc.	Goshert	\$500.00	1158
Hoene Tiling	Metzger, J.	\$2,599.55	1158
Kline Trucking	Miller, JB	\$2,024.50	1158
Kline Trucking	Silver Creek	\$8,902.00	2700
Daltons, Inc	Walnut Creek	\$5,822.50	2700
Daltons, Inc	Walnut Creek	\$2,329.00	2700
Daltons, Inc	Walnut Creek	\$4,247.00	2700

**June 19, 2012**

Hamby & Son Exc.	Alsbaugh, H.	\$437.50	1158
Beechy's Backhoe	Dausman	\$345.00	2700
Dant, Gary	Elder	\$840.00	2700
Daltons, Inc	Hickman	\$3,836.00	2700
Dant, Gary	Koontz, Mary	\$1,590.00	1158
Dant, Gary	Koontz, Mary	\$720.00	1158
Dant, Gary	McConnell, N.	\$300.00	2700
Mr. Rooter Plumbing	Pole Run	\$637.50	2700
Dant, Gary	Pole Run	\$660.00	2700
Hoene Tiling	Pole Run	\$640.00	2700
Dant, Gary	Pyle, John	\$720.00	1158
Dant, Gary	Shilling, Wm.	\$1,140.00	1158
Kline Trucking	Silver Creek	\$4,271.90	2700
Dant, Gary	Sloan Adams	\$450.00	1158
Dant, Gary	Swick Meredith	\$450.00	2700
Dant, Gary	Swick Meredith	\$510.00	2700
Dant, Gary	Walnut Creek	\$1,530.00	2700
Dant, Gary	Walnut Creek	\$1,020.00	2700
Kline Trucking	Wyland	\$1,091.00	2700

**July 3, 2012**

Dant, Gary	Gay Easterday	\$30.00	2700
Dant, Gary	Gay Easterday	\$30.00	2700
Dant, Gary	Gay Easterday	\$450.00	2700
Dant, Gary	Koontz, Mary	\$150.00	1158
Dant, Gary	Koontz, Mary	\$570.00	1158
Dant, Gary	Pole Run	\$540.00	2700
Dant, Gary	Shilling, Wm.	\$480.00	1158

36

Dant, Gary	Sloan Adams	\$150.00	1158
Dant, Gary	Swick Meredith	\$120.00	2700
Kline Trucking	Swick Meredith	\$1,425.00	2700
Dant, Gary	Walnut Creek	\$510.00	2700
Kline Trucking	Walnut Creek	\$477.00	2700
Kline Trucking	Williamson, S.	\$497.69	2700
Kline Trucking	Wyland	\$1,260.00	2700

**July 17, 2012**

Kline Trucking	Walnut Creek	\$1,251.00	2700
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**July 31, 2012**

Dalton, Inc.	Bierce	\$342.50	2700
Banic Drainage	Danner	\$2,282.92	2700
Dant, Gary	Gay Easterday	\$150.00	2700
Dant, Gary	Koontz, Mary	\$270.00	1158
Dalton, Inc	Leckrone Nelson	\$685.00	1158
Dant, Gary	McConnell, N.	\$450.00	2700
Dant, Gary	Pole Run	\$150.00	2700
Daltons, Inc	Pyle, John	\$342.50	1158
Daltons, Inc	Ruple	\$685.00	2700
Dant, Gary	Shilling, Wm.	\$150.00	1158
Kline Trucking	Walnut Creek	\$1,208.50	2700
Daltons, Inc	Williamson, S.	\$685.00	2700
Daltons, Inc	Wyland	\$2,740.00	2700
Daltons, Inc	Wyland	\$342.50	2700

**August 14, 2012**

Banic Drainage	Danner	\$5,992.79	
	<b>Split claim</b>	<b>\$4,737.55</b>	<b>2700</b>
		<b>\$1,255.24</b>	<b>1158</b>
Superior Excavating	Deeds	\$500.00	2700
Dant, Gary	Gay Easterday	\$360.00	2700
Dant, Gary	Koontz, Mary	\$210.00	1158
Dant, Gary	Koontz, Mary	\$90.00	1158
Hoene Tiling	McCleary Goch.	\$247.35	1158
Hamby & Son Exc.	McCleary Goch.	\$4,845.00	1158
Dant, Gary	McConnell, N.	\$300.00	2700
Kline Trucking	Walnut Creek	\$4,188.45	2700
Hoene Tiling	Walnut Creek	\$483.11	2700
Hamby & Son Exc.	Wyland	\$660.00	2700

**August 28, 2012**

Dant, Gary	Gay Easterday	\$270.00	2700
Dant, Gary	McConnell, N.	\$270.00	2700
Hamby & Son Exc.	Omar Neff (Jeff)	\$1,045.00	2700
Hoene Tiling	Omar Neff (Jeff)	\$158.18	2700
Dant, Gary	Shilling, Wm.	\$270.00	1158
Kline Trucking	Silver Creek	\$5,149.75	2700
Kline Trucking	Silveus	\$2,708.73	1158
Kline Trucking	Walnut Creek	\$2,516.16	2700
Kline Trucking	Walnut Creek	\$1,955.35	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**September 27, 2012**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting. Mike Long seconded, all were in favor.

**OMAR NEFF DRAIN – BID ESTIMATE**

Kemper presented a map showing a project that will be bid off on the Omar Neff Ditch in Jefferson Township west of Milford. The upper end is draining into Turkey Creek south of the railroad and the County line. He asked the Board if they wanted to open the bids at our October meeting or authorize him to open the bids and let it before the October meeting. Kemper estimated the cost of the project to be more than \$15,000.

A motion was made by Long to authorize Kemper to let the Omar Neff bid as soon as we receive it, Scott seconded, all were in favor.

**MAISH DRAIN – BID ESTIMATE**

Kemper again presented a map showing a project that will be bid off on the Maish Ditch which runs through R.R. Donnelly's, City of Warsaw, and Zimmer Road. His estimate is \$19,000. Kemper is asking again if the Board wants to open the bids at the October meeting or have him open and let the bid.

A motion was made by Scott to authorize Kemper to let the Maish Ditch bid as soon as it is received, Metzger seconded, all were in favor.

**BEYER BRADY DRAIN PROJECT UPDATE**

Kemper told the Board that his estimate for this project was \$14,900. He got a bid for \$9,980 from Kline Excavating and he has already started the job. This job from Walter Way through Applebee's and then skip over Hwy 30 through Forest Park Subdivision.

**BEYER BRADY DRAIN – VARIANCE REQUEST FOR OCTOBER  
(Forest Park Mobile Home Park)**

Kemper discussed an upcoming variance request by owners of Forest Park Mobile Home Park giving background of previous variance requests. Owners are scheduled to appear at the October meeting.



## **TURKEY CREEK HEARING PROGRESS**

Kemper noted that work of continuing on preparing a report. Last month's meeting the Board set the minimum assessment at \$5.00.

A motion was made by Goon to set the rate per acre at \$.10, Scott seconded, all were in favor.

## **KOONTZ DRAIN – WHITLEY COUNTY WAIVER**

This drain is set for hearing at next month's meeting which is October 25, 2012. Whitley County waived their rights so they won't be represented at the meeting.

## **DRAINAGE BOARD MEMBERS MEETINGS**

Drainage Board members received a 2% raise like the rest of the County, so their check will now be \$81.60.

## **LRSD:**

Kemper received word from our attorney Rick Helm that he is in the process of preparing a draft agreement. He will forward to LRSD attorneys and the Board for review.

## **ADJOURN**

Long made a motion to adjourn, Metzger seconded, all were in favor.

## **CLAIMS**

### **September 11, 2012**

Custer, Darrell	Coppess	\$8,000.00	1158
Wertenberger Exc.	Deeds Creek	\$180.00	2700
Hoene Tiling	Deeds Creek	\$50.64	2700
Right of Way Management	Elder	\$883.34	2700
Dant, Gary	Elder	\$240.00	2700
Dant, Gary	Gay Easterday	\$240.00	2700
Dant, Gary	N. McConnell	\$240.00	2700
Dant, Gary	Shilling	\$300.00	1158
Hoene Tiling	Silveus	\$1,663.67	1158
Dant, Gary	Walnut Creek	\$300.00	2700
Wertenberger Exc.	Wyland	\$235.00	2700

### **September 25, 2012**

Hamby & Son	Blue, Austin	\$385.00	2700
Hohman Exc.	Cauffman	\$3,000.00	1158
Dant, Gary	Danner	\$600.00	1158
Hamby & Son	Deeds Creek	\$105.00	2700
Dant, Gary	Elder	\$240.00	2700
Dant, Gary	Gay Easterday	\$420.00	2700
Dant, Gary	N. McConnell	\$300.00	2700
Kline Exc.	Plunge Creek	\$2,028.13	1158
Hoene Tiling	Plunge Creek	\$639.32	1158
Hamby & Son	Ruple	\$1,990.00	2700



Hoene Tiling	Ruple	\$144.28	2700
Hamby & Son	Shatto Cattell	\$600.00	1158
Dant, Gary	Shilling	\$270.00	1158
Hamby & Son	Swick Meredith	\$385.00	2700
Hamby & Son	Swick Meredith	\$1,440.00	2700
Hamby & Son	Swick Meredith	\$440.00	2700
Hamby & Son	Swick Meredith	\$550.00	2700
Hamby & Son	Swick Meredith	\$220.00	2700
Hamby & Son	Swick Meredith	\$582.50	2700
Hamby & Son	Swick Meredith	\$440.00	2700
Hough Hauling & Exc.	Swick Meredith	\$1,600.00	2700
Dant, Gary	Walnut Creek	\$270.00	2700
Hamby & Son	Williamson, S.	\$490.00	2700

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**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**October 25, 2012**

**Board Members Present:**

Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector  
Sue Gladioux, GIS Technician

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting.  
Don Goon seconded, all were in favor.

**FOREST PARK/VARIANCE  
BEYER BRADY DRAIN**

Chris Pollock  
Aaron Wellington  
Variance request for parcel #004-069-003.B. Located in the NE 15-32-6,  
Wasaw.

Mr. Pollock and Mr. Wellington, owners of "Forest Park" Subdivision, are requesting a further reduction in easement right of way for a portion of the Beyer Brady Drain. Total length of the request area is 1500 feet running from the North right of way of the railroad upstream. Kemper explains that this stretch is what was re-routed by previous owners of Forest Park in the 1990's. At that time the Board approved reducing the maintenance easement to 50 feet on the West and South sides of the newly re-routed drain. The owners request at this time is to further reduce the easement to 30 feet. After much discussion Kemper recommends approval of the variance to no less than 30 feet based on the following conditions:

1. At developers expense, the North and East side of the ditch be cleared of all brush & trees to Surveyor's specifications. This will involve cutting & dozing.
2. Clearing to be entire 75 feet of easement or to East property line if less than 75 feet.
3. Contractor must contact Surveyor's office prior to commencement of work so that contractor, owners and Kemper can meet on site before beginning.
4. Variance is not final and effective until Surveyor has approved all work in writing and owners subsequently record the variance document.

Kemper will contact Jeremy Skinner, City of Warsaw, and inform him of Board decision.

A motion was made by Jim Scott to approve the variance at 30 feet on the West and South side of the ditch to be effective when conditions are met. Surveyor signs off and variance is recorded by owner. Metzger seconded, all were in favor.



#### **KEEFER EVANS DITCH MAINTENANCE HEARING:**

Landowners present:

Stan Moore

Bill Bibler

John Conley

John Conley, Jr.

Cindy McConnell Slater

Jerry Hand

Kathryn Brallier

Dale Dachenhaus

Kemper went through drain and watershed data and financial status.

Keefer Evans assessment is \$0.49 an acre and a \$5.00 minimum, and collects to an 8 year balance. No specific single project is planned but the entire drain is needing work, i.e. – re-cleaning, brush clearing, erosion control, tile repair, etc. Stan Moore comments that the ditch doesn't help him at all and that he does not experience any flooding. Bill Bibler has a 24 lot subdivision and says \$20.00 a lot is excessive. He believes the subdivision assessment should remain as acreage.

Jim Scott moved to approve as proposed except change the maximum 8 year balance to a 4 year balance. The new rate will be \$2.00 an acre and a \$20.00 minimum. Don Goon seconded, all were in favor.

#### **MARY KOONTZ DITCH MAINTENANCE HEARING:**

Land Owners Present:

Bryan Sherwin

Ray Fisher

Bill Patrick

Jerry Hand

Kemper presented his report of the Mary Koontz to the Board. There is a lot of work that needs to be done throughout including open ditch cleaning, brush clearing, erosion control and tile replacement. The current rate of this drain is \$1.56 an acre and a \$5.00 minimum. Proposed rate is \$4.00 an acre and a \$20.00 minimum. Bill Patrick expressed the need for the open ditch to be cleared through his farm. Jerry Hand expressed complaints of how tile repair work has been done in the past.

Jim Scott made a motion to approve the increase to \$4.00 an acre and a minimum of \$20.00 and keep it at a 4 year balance. Don Goon seconded, all were in favor.

#### **WILLIAM GILLIAM DITCH MAINTENANCE HEARING:**

Land Owner Present:

Emerson Poort

Kemper again presented his report of the William Gilliam Drain to the Board. The current rate is \$1.25 an acre and a \$5.00 minimum. No discussion from the public.

Jim Scott made a motion to approve the increase to \$4.00 an acre and a \$20.00 minimum. Steve Metzger seconded, all were in favor.

#### **LRSD UPDATE:**

Kemper asked the Board to look over the draft agreement that Rick Helm drew up. It is now in the hands of LRSD attorneys to review. Final draft will be brought to the Board for approval.

42  
Adjourn:

A motion was made by Don Goon to adjourn, Jim Scott seconded, all were in favor.

#### CLAIMS:

##### October 9, 2012

N.E.W. Plumbing	Beyer Brady	\$927.50	2700
Kline Excavating	Beyer Brady	\$11,650.72	2700
Hamby & Son Exc.	Cauffman	\$770.00	1158
Hamby & Son Exc.	Deeds Creek	\$660.00	2700
Dant, Gary	Danner	\$330.00	1158
Dant, Gary	Elder	\$270.00	2700
Hamby & Son Exc.	Fluke Hanson	\$330.00	2700
Dant, Gary	Gay Easterday	\$180.00	2700
Dant, Gary	Gay Easterday	\$90.00	2700
Hamby & Son Exc.	McCleary	\$1,370.00	1158
Dant, Gary	McConnell, Nevin	\$270.00	2700
Hoene Tiling	Rookstool	\$1,445.08	1158
Everest Excavating	Rookstool	\$5,140.20	1158
Hamby & Son Exc.	Ruple	\$520.00	
	(Split claim)	\$10.69	2700
		\$509.31	1158
Kline Excavating	Shanton	\$1,936.00	1158
Dant, Gary	Shilling, Wm.	\$150.00	1158
Hamby & Son Exc.	Walnut Creek	\$165.00	2700
Dant, Gary	Walnut Creek	\$270.00	2700
Hamby & Son Exc.	Walnut Creek	\$440.00	2700
Hamby & Son Exc.	Walnut Creek	\$1,450.00	2700

##### OCTOBER 23, 2012

Kline Excavating	Beyer Brady	\$2,645.00	2700
Dant, Gary	Danner	\$180.00	1158
Everest Excavating	Fleugle	\$130.00	2700
Dant, Gary	Gay Easterday	\$240.00	2700
Dant, Gary	Gay Easterday	\$90.00	2700
Dant, Gary	Koontz, Mary	\$150.00	1158
Dant, Gary	McConnell, Nevin	\$240.00	2700
Dant, Gary	Pole Run	\$270.00	2700
Kline Excavating	Shanton	\$2,754.25	1158
Hoene Tiling	Swick Meredith	\$5,059.10	
	(Split claim)	\$3,124.01	2700
		\$1,935.09	1158
Dant, Gary	Walnut Creek	\$300.00	2700
Hoene Tiling	Wyland	\$1,949.22	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**November 21, 2012**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting. Jim Scott seconded, all were in favor.

**TED KERLIN**

**LOCATION – S1/2 SECTION 33-31-6 LAKE TOWNSHIP.**

Mr. Kerlin recently hired Kevin Hohman to install approximately 2500' of new tile as an arm of the Cauffman Ditch. Cost was in excess of \$20,000. Kemper states that he was in contact with Hohman during construction and is confident it would meet standards should Mr. Kerlin petition the tile to be accepted as county regulated. Mr. Kerlin is asking the Board for cost share reimbursement in an amount "whatever help I can get". Kemper gives an update of events prior to this construction. The "south" open arm of Cauffman that serves as the outlet for Kerlin's long existing private tile is in bad shape and thus the private tile outlet has been submerged for quite some time affecting Kerlin's 40 acre field. Historically it has been almost physically impossible to keep this arm maintained due to severe unstable wetland conditions. Permits are very difficult to obtain through this wetland. The Board previously approved an alternate plan to connect the south arm to the north arm with a new open ditch to provide a new outlet for the existing old private tile and make the new open ditch County regulated. Estimated cost was \$3,000 and the Board agreed to fund it from the annual maintenance fund. The landowner was agreeable but then enrolled his property in a permanent wetland easement and then sold the property. New owner would not consent to new open ditch across his property. Kerlin made the decision to take a new tile West and North on his property to solve problem. County still contributed the \$3,000 toward that tile. Mr. Kerlin would like further re-imbursement. After much discussion about proper hearings, reconstructions etc. the Board directed Kemper to prepare a watershed map for Mr. Kerlin of properties draining into this tile. Mr. Kerlin will approach any "affected" landowners for "voluntary" contributions after the fact. No further action was taken.

**STONEBURNER DRAIN VARIANCE REQUEST:  
KOTTERMAN, CR 400 E KEY #029-097-004.A**

Mr. & Mrs. Kotterman appeared to request a variance to build a garage 40' from the Stoneburner ditch. The Kotterman's would like to purchase this property but only if a garage can be added. Currently the property is in the name of



Jay Allen Brown and is for sale. Kemper recommends approval of a variance at 40' but recommends the paper work be signed and recorded by the Kotterman's after property is transferred into their name. Approval would be granted today but not finalized until transfer of deed and filing the variance.

Jim Scott made a motion to approve the variance, Mike Long seconded, all were in favor.

#### ANNUAL MAINTENANCE 25% INCREASE:

The Board approved the following fund increases:

J. L. Arthur  
Milton Dorsey  
Graham  
J.B. Miller  
Nickler Arm

Jim Scott made a motion to approve the increases, Mike Long seconded, all were in favor.

#### CLAIMS:

##### November 5, 2012

Hoene Tiling	Fleugle	\$1,903.10	2700
Dant, Gary	Gay Easterday	\$300.00	2700
Dant, Gary	Gay Easterday	\$300.00	2700
Hamby & Son Excavating	Keefer Evans	\$440.00	1158
Dant, Gary	Koontz, Mary	\$300.00	1158
Hamby & Son Excavating	Mellott, Roy	\$845.00	2700
Hoene Tiling	Mellott, Roy	\$154.92	2700
Dant, Gary	Pole Run	\$300.00	2700
Dant, Gary	Walnut Creek	\$300.00	2700
Hamby & Son Excavating	Wyland	\$440.00	2700

##### November 20, 2012

Wertenberger Tiling	Arthur	\$370.00	1158
LDP	Bierce	\$6,305.00	2700
Beechy's Backhoe	Fleugle	\$1,208.90	2700
Kline Excavating	Hoopengartner	\$7,965.99	1158
Hamby & Son Excavating	Mellott, Roy	\$372.50	<b>Split Claim</b>
		<b>(\$190.74)</b>	2700
		<b>(\$181.76)</b>	1158
Hoene Tiling	Mellott, Roy	\$178.56	1158
Hoene Tiling	Swick Meredith	\$44.95	1158
Hoene Tiling	Swick Meredith	\$2,139.85	1158
Hoene Tiling	Swick Meredith	\$3,300.60	1158
Good Excavating	Swick Meredith	\$9,451.66	1158
Hamby & Son Excavating	Williamson, S.	\$300.00	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**January 24, 2013**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting. Jim Scott seconded, all were in favor.

**TIPPECANOE RIVER/ ED ROCK & JOHN TYLER:**

Ed Rock, Emergency Management Director for Kosciusko and John Tyler, current vice president of Lake Tippecanoe property owners came before the Board to make them aware of a project to possibly clean some of the debris and downed trees out of the middle 1/3 of the Tippecanoe River. A lot of this is based on the flooding issues we have had in previous years. What Rock is trying to do is "alleviate some of that back pressure that creates some of our flooding issues". He is currently looking at funding through a LARE grant. Chairman Truex comments that a stream clearing project for the Tippy River should begin at the West county line and proceed upstream. Kemper agrees that this would be ideal and that some of the worst deadfall & log jam areas are in the western part of the County. All agreed this is a project worth pursuing. Kemper offers to help provide any data and assistance he can.

**MARSHALL COUNTY/GALL UNSICKER CRAIG DRAIN:**

Gall Unsicker Craig drain is a joint drain with Marshall County. Marshall County is scheduling a maintenance increase hearing and asks Kosciusko County to waive our rights to a joint hearing. Mike Long made a recommendation to waive our rights, Jim Scott seconded, all were in favor.

**CHIPPEWANCK CREEK, Fulton County:**

A hearing was held 4 or 5 years ago to set the maintenance at \$4.00 an acre and \$7.50 minimum and the joint board agreed that when their projects were finished they would reduce the assessment. Fulton County contacted Kemper and said they are ready to revert to \$1.00 an acre and \$5.00 minimum. They would like permission to do that without going through a joint board meeting. Kemper recommends the Board waive their rights and allow Fulton County to lower the assessment as proposed. Don Goon made a motion to waive our rights, Steve Metzger seconded, all were in favor.



**TURKEY CREEK:**

Kemper updated the Board on the progress of setting Turkey Creek up for maintenance. Turkey Creek is a county regulated drain that has never had a maintenance fund. Kemper has contacted Noble County asking to waive their rights to a joint board meeting. If they waive we can hold the hearing on March 28, 2013. Kemper will keep the Board informed.

**OTHER BUSINESS:**

Mike Long received a call from a tenant about Trimble Creek running through the Burdell Blackburn property which is North of 100 South. It is in need of cleaning. Kemper explains that Trimble Creek does not have an annual maintenance fund and a hearing would be required to set it up. After some discussion, Montel and Kemper suggest the problem may be an obstruction on the "Charles Achor" drain near the Old Mill Race. Surveyor's office will inspect this area and report back to the Board.

**SB 547:**

Kemper updates the Board on the status of this Bill and assures them that the County Surveyors' Association is fighting in opposition to its passage.

**ADJOURNMENT:**

Don Goon made a motion to adjourn, Mike Long seconded, all were in favor.

**CLAIMS:****December 4, 2012**

Kline Excavating	Hoopengartner	\$3,089.50	1158
Good Excavating	Swick	\$11,160.44	1158

**December 18, 2012**

Kline Excavating	Hoopengartner	\$2,046.00	1158
Elkhart County Gravel	Maish	\$314.36	2700
Everest Excavating	Maish	\$8,150.00	2700
Everest Excavating	Maish	\$2,340.00	2700
Hoene Tiling	Ross, Alfred	\$1,770.39	2700
Kolesiak Excavating	Yeagley	\$620.00	1158
Hoene Tiling	Yeagley	\$2,157.07	1158

**December 31, 2012**

Dant, Gary	Cauffman	\$870.00	1158
Dant, Gary	Elder	\$1,050.00	2700
Kline Excavating	Maish	\$4,795.56	2700
Hoene Tiling	Maish	\$1,804.72	2700
Kline Excavating	Maish	\$1,851.50	2700
Dant, Gary	McConnell, N.	\$1,320.00	2700
Kolesiak Excavating	Neff, Omar (Jeff)	\$8,343.00	2700
Craig Excavating	Ross, Alfred	\$1,500.00	Split Claim
		(\$67.38)	2700
		(\$1,432.62)	1158
Kolesiak Excavating	Shoemaker, I.	\$2,555.20	1158
Kolesiak Excavating	Yeagley	\$400.00	1158

**JANUARY 15, 2013**

Hoene Tiling	Neff, Omar (Jeff)	\$560.17	2700
Hoene Tiling	Neff, Omar (Jeff)	\$3,105.72	2700



Kolesiak Excavating	Neff, Omar (Jeff)	\$3,668.53	2700
Kolesiak Excavating	Neff, Omar (Jeff)	\$7,995.00	2700
Kline Excavating	Robbins Magee	\$7,511.50	Split Claim
		<b>\$5,076.50</b>	<b>2700</b>
		<b>\$2,434.92</b>	<b>1158</b>
Waugh Farm Excavating	Stoneburner-Put	\$280.00	1158
Kline Excavating	Williamson, S.	\$3,077.75	2700

48

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**February 28, 2013**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting, Don Goon seconded, all were in favor

**TURKEY CREEK JOINT BOARD DISCUSSION:**

Steve Metzger and Jim Scott will attend the Kosciusko/Noble County Joint Board Meeting scheduled for March 12, 2013 at 9:30 A.M. to be held in the basement of the County Justice Building. The 5<sup>th</sup> member is Larry Gilbert, Steuben County Surveyor. If the report is approved at this meeting, notices will be mailed March 21, 2013. Kemper intends to meet with WACF, Wawasee Area Conservancy Foundation to inform them of the upcoming hearing & answer questions they may have. He also is going to try and get a letter of support from Town of Milford and Town of Syracuse. They have called in the past wanting us to remove deadfalls from Turkey Creek in absence of a maintenance fund. The public hearing will be proposed to be held April 25, 2013 at 9:30 A.M. with the regular Drainage Board meeting at 9:00 A.M.

**LRSD/Lakeland Regional Sewer District:**

Kemper passed out for Board review, Attorney Rick Helm's updated proposed draft agreement with LRSD. There is one highlighted area that places a maximum amount that we can raise their assessment. Kemper and Helm agree this would not be acceptable. Kemper will suggest to Mr. Helm that all assessment matters be pursuant to I.C. 3C-9-27 statutes affecting regulated drains. Kemper asks the Board to look over all the paper work and get back with him with any changes or comments.

**FOREST PARK/Beyer Brady Ditch Variance Update:**

Kemper updates the Board on progress. Aaron Wellington, representing Forest Park has been very cooperative in working with Kemper and a contractor in regard to the clearing project. In addition an agreement is being written in which Forest Park is granting an additional ingress-egress easement for drain access. Upon completion of the clearing, inspection and approval by Kemper, and receipt and recording of the easement the Board can then give final approval to Forest Park variance for recording.



**UPDATE ON TRIMBLE CREEK:**

At the last meeting, Mr. Long brought up a complaint he had gotten on Trimble Creek. Mr. Kemper said Mark Montel will go out there next week to check it out.

**FILTER STRIPS:**

In follow up to Jim Scott's request, Kemper provided copies of statutes in regard to filter strip applications through the County Surveyor.

**UPDATE ON SENATE BILL 547:**

Senator Yoder contacted Kemper and states that SB547 did not get out of committee.

**JOHN PYLE DITCH:  
LAKELAND LAND FILL/Sloan Adams:**

Kemper discussed status of Army Corp permits for these drains. Still awaiting approval.

**ADJOURNMENT:**

Don Goon made a motion to adjourn, Mike Long seconded, all were in favor.

**CLAIMS:**

**January 29, 2013**

Kline Excavating	Cauffman	\$1,363.00	1158
Elkhart Co. Gravel	Omar Neff (Jeff)	\$2,000.51	2700
Hoene Tiling	Omar Neff (Jeff)	\$52.43	2700
Kolesiak Excavating	Omar Neff (Jeff)	\$13,906.00	5700
Kline Excavating	Swick Meredith	\$2,292.75	1158
Hoene Tiling	Williamson, S.	\$2,582.63	2700
Kline Excavating	Williamson, S.	\$5,479.50	2700
Ed Boggs Farms	Wyland	\$240.00	2700

**February 12, 2013**

Elkhart Co. Gravel	Omar Neff (Jeff)	\$6,307.94	2700
Kolesiak Excavating	Omar Neff (Jeff)	\$1,483.00	2700
Kline Excavating	Swick Meredith	\$9,834.50	2700

**February 26, 2013**

Hoene Tiling	Beyer Brady	\$2,869.44	2700
Hoene Tiling	Omar Neff (Jeff)	\$235.67	2700
Kolesiak Excavating	Omar Neff (Jeff)	\$2,300.00	2700
Kline Excavating	Silveus	\$709.00	1158
Hoene Tiling	Swick Meredith	\$12,428.87	2700
Kline Excavating	Swick Meredith	\$4,907.50	2700
Kline Excavating	Teegarden	\$1,442.50	2700



50

**KOSCIUSKO COUNTY/NOBLE COUNTY  
JOINT DRAINAGE BOARD MEETING  
Justice Building  
221 W. Main  
WARSAW, IN 46580**

**RE: Proposal to Establish Annual  
Maintenance for Turkey Creek**

**March 12, 2013**

**IN ATTENDANCE:**

Steve Metzger, Kosciusko County  
James Scott, Kosciusko County  
Randy Sexton, Noble County  
Chad Kline, Noble County  
David Dolezal, Noble County  
Larry Gilbert, Steuben County Surveyor, 5<sup>th</sup> Member

**Kosciusko County Surveyor's Office:**

Richard Kemper, Surveyor Kosciusko County  
Mark Montel, Drainage Inspector Kosciusko County  
Patti Miner, Drainage Board Secretary Kosciusko County  
Sue Gladieux, GIS Tech Kosciusko County Surveyor's Office

Introductions were made. Mr. Kemper gave an overview of Turkey Creek status. Turkey Creek is a County regulated drain but has no established annual maintenance fund. Over the last several years the Surveyor's Office has been contacted by residents and officials of the Town of Milford and the Town of Syracuse seeking assistance for log jam removal and bank erosion problems. Farm owners West of Milford have also sought assistance in removing obstructions. To date landowners have done their best to take care of these issues at their own expense. Kemper submitted an initial report to the Board outlining typical maintenance activities planned. Including log jam removal, deadfall removal, trash and debris removal, bank stabilization, erosion concerns and possible filter strip implementation. Seven (7) County regulated drains already on annual maintenance outlet into Turkey Creek and would be benefitted by attention to Turkey Creek. Twelve (12) lakes in Kosciusko County and ten (10) lakes in Noble County are within the Turkey Creek watershed. The towns of Syracuse and Milford are also within the watershed. The total watershed is 62, 986 acres (50,495 in Kosciusko County and 12,491 in Noble County). The annual maintenance estimated beginning, 2014 is \$67, 750. A proposed maintenance assessment of \$.10/acre and a \$5.00 minimum would generate \$68,625 per year. State Board of Accounts establishes a minimum tax statement at \$5.00/year. Issues to address at this meeting are:

1. Elect a chairman and vice chairman.
2. Set a rate per acre and a minimum assessment.
3. Coordination between counties on combining tracts for minimum assessments.
4. Identify Turkey Creek stream locations subject to maintenance jurisdiction.
5. Maintenance activities defined.

Mr. Gilbert moved to appoint James Scott, Chairman of the Joint Board, Chad Kline seconded, all were in favor. Dave Dolezal moved to appoint Larry Gilbert Vice Chairman, Jim Scott seconded, all were in favor. Types of maintenance were discussed. The thoughts are that activities would focus on log jam and obstruction removal, bank stabilization, possible filter strip



implementation. No large dredging project is anticipated. Kemper states that State and Federal permits may be required in the case of dredging activities. Noble County will identify regulated portions of Turkey Creek in their County. Discussion turns to assessments. The Board agreed that each county must treat each parcel with a parcel ID# as a single minimum assessment. Each county would also accept combining minimum tracts into (1) single tract upon filing the necessary form with the County Assessors.

Mr. Gilbert moved to set the proposed rates at \$.10 an acre and a \$5.00 minimum with assessments omitted for any year in which the balance reaches 4 times its annual collection. Steve Metzger seconded, all were in favor.

Kemper suggested the hearing be scheduled for May 23, 2013, at 9:30 A.M. in the Kosciusko County Justice Building. The Board approves this hearing date and time. Patti Miner was appointed Secretary.

Kemper states that he plans to meet with the Wawasee Conservancy district officials from Milford and officials from Syracuse to get their input and answer any questions they may have prior to the hearing.

Being of no further business Mr. Dolezal moved to adjourn, Mr. Gilbert seconded, all were in favor.

52

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**April 25, 2013**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting. Steve Metzger seconded, all were in favor.

**ISAIAH KUHN DRAIN – VARIANCE**

Jeff Hamman came before the Board asking for a reduction in the 75' ditch easement right of way on the Isaiah Kuhn Drain. The legal description of the property is Lot 41 of First Addition to Warner Subdivision, in Tippecanoe Township, in the Town of North Webster, also known as Key #024-039-005.C. He would like to reduce the easement to 40 feet to allow a larger house footprint. Kemper states that the 40' must remain free of permanent structures including decks, patios and other appurtenances, but that 40' is adequate for maintenance of the drain and recommends approval of a reduction to 40' subject to the standard restrictions.

A motion was made by Mike Long to reduce the drainage easement to 40 feet on the Isaiah Kuhn ditch. Jim Scott seconded, all were in favor.

**LAKELAND REGIONAL SEWER DISTRICT**

Kemper discussed the updates of LRSD & maps with county tiles crossed by the new sewer lines. The Board agreed that no action was needed at this time. The agreement between the Drainage Board and LRSD is close to being finalized.

**TURKEY CREEK HEARING**

Kemper updated the Board that the notices for the May 23, 2013 hearing went out Monday, April 22, 2013.

**ADJOURN**

A motion was made by Don Goon to adjourn the meeting, Jim Scott seconded, all were in favor.

**CLAIMS:**

**March 12, 2013**

Hoene Tiling	Bierce	\$2,838.24	2700
Hoene Tiling	Silveus	\$172.49	1158
Hoene Tiling	Silveus	\$416.40	1158
Hoene Tiling	Swick	\$128.37	1158
Hoene Tiling	Swick	\$1,697.07	1158
Kline Excavating	Swick	\$1,890.14	1158
Kline Excavating	Swick	\$6,192.00	1158



**March 26, 2013**

Ransbottom Excavating	Metzger, J.	\$3,570.00	Split Claim
		<b>\$218.79</b>	<b>2700</b>
		<b>\$3,351.21</b>	<b>1158</b>
Hoene Tiling	Swick	\$44.10	1158
Kline Excavating	Swick	\$253.50	1158
Kline Excavating	Swick	\$3,857.22	1158
Hoene Tiling	Swick	\$1,364.57	1158
Kline Excavating	Swick	\$1,082.84	1158
Ransbottom Excavating	Walnut Creek	\$840.00	2700

**April 9, 2013**

Hoene Tiling	Cauffman	\$3,488.99	1158
Hamby & Son Excavating	Robbins Magee	\$538.00	1158
Kline Excavating	Robbins Magee	\$712.00	1158
Hohman Excavating	Silveus	\$590.00	1158
Kline Excavating	Silveus	\$2,310.00	1158
Hoene Tiling	Swick	\$509.21	1158
Hoene Tiling	Swick	\$1,100.15	1158
Kline Excavating	Swick	\$1,155.00	1158

**April 23, 2013**

Ed Boggs Farms	Keefer Evans	\$400.00	1158
Kline Excavating	Leckrone Nelson	\$3,384.50	1158
Kline Excavating	Metzger, J.	\$5,632.75	1158
Everest Excavating	Rookstool	\$630.00	1158
Kline Excavating	Silveus	\$917.00	1158

54

**KOSCIUSKO COUNTY/NOBLE COUNTY  
JOINT DRAINAGE BOARD MEETING  
Justice Building  
221 W. Main  
WARSAW, IN 46580**

May 23, 2013

**In Attendance:**

**Joint Board Members**

Steve Metzger, Kosciusko County  
James Scott, Kosciusko County  
Chad Kline, Noble County  
David Dolezal, Noble County  
Larry Gilbert, Steuben County Surveyor, 5<sup>th</sup> Member

**Kosciusko County Surveyor's Office:**

Richard Kemper, Surveyor Kosciusko County  
Mark Montel, Drainage Inspector Kosciusko County  
Patti Miner, Drainage Board Secretary Kosciusko County  
Sue Gladieux, GIS Tech Kosciusko County Surveyor's Office

Randy Sexton, Noble County Surveyor

22 Landowners

**Minutes & Claims:**

Chad Kline made a motion to approve the minutes of the last meeting, Steve Metzger seconded, all were in favor.

**Hearing to establish maintenance on Turkey Creek Drain:**

Kemper reviewed the Surveyor's Report including stream location, watershed area, proposed maintenance activities, and proposed assessment of \$.10/acre and \$5.00 minimum. Assessments, if approved, would be effective May 2014.

Chairman Scott opened the floor to public comment:

Roger Kunce lives in Noble County and has some property that lies between Tri County Game Preserve and St. Rd. 5. He believes the water from that property goes to Webster Lake. Kemper told Mr. Kunce if he could stop by the Surveyors Office he would review this with him to determine the watershed accuracy.

Steven Steward: He asked Kemper why there has never been a problem with Turkey Creek since it was established in 1903 and now there is a problem. Kemper responds that there have been many obstructions in Turkey Creek and landowners have been required to address maintenance on their own. If annual maintenance is approved we will have the means to do the work that is needed. Mr. Steward responds that he doesn't have a problem with what Kemper says but believes this is a tax that will never be reduced. Kemper reiterates that the assessment is only \$5.00 a year. A minimum rate set by the state.

Steve Haab: He has lived on Turkey Creek drain for 50 years. Over those 50 years 65% of the time he has lost crops because of the Syracuse Lake dam being opened. Mr. Haab is pleased that an annual maintenance fund would be approved to address removal of obstructions.



Catherine Hoopengartner complained of flooding on her property when the Syracuse Lake dam is opened. Kemper suggested a meeting with land owners affected, DNR and the Town of Syracuse officials to discuss options.

**Marcy Haab:** She stated that the farmer pays property taxes on the land that gets flooded, the cost to put out a crop is hundreds of dollars per acre, this year they have land that won't be able to be planted, and some that is so wet you would get stuck. She is in favor of establishing annual maintenance.

**Don Impey** had a question in regard to a private arm of the McConnell Ditch. Kemper responded that the County does not maintain this arm and outlined procedures to upgrade to acceptable condition and petition for County acceptance.

**John Hurd** questioned the benefit of maintaining Turkey Creek.

**Gary Lawrence:** He is at this meeting representing the Township of Sparta in Noble County. Kosciusko County really needs this drain. He doesn't think Noble County can benefit from it. Kemper explained funds can be used in both Counties. Noble County Surveyor's office would have the best knowledge of where maintenance may be needed in their County. The 2 offices would work together on communicating these needs.

**Ronald Sims:** He is the President of the Property Owner's Association of Enchanted Hills. He complained about paying on Norris ditch fees that come in from Noble County. They are paying \$1,300 a person. They had to dredge their channels because they were filled with farmers muck and that cost them \$500,000 that was paid out of their own pockets. He feels the assessment is just too much for Enchanted Hills residents on top of other ditch assessments. He is also concerned about large amount of boat lots.

**Sean Gilliam:** He paid \$43.00 every year for the Launer ditch which comes out of Noble County. He also considers this a tax and he is tired of taxes. He thinks the minimum is too high.

**Ron Corson, Lake Papakeeche** asked questions about how assessments break down across the watershed. Minimums vs. rate per acre, per lot, etc.

**Mr. Sexton** states he has worked with Kemper for several years on different projects. He explained that the money can be used by Kosciusko County and Noble County. All expenditures are of public record and he would be glad to show landowners where money is spent and address issues that landowners may have.

Much discussion was had in regard to landowners ability to combine adjacent parcels for (1) minimum assessment. The Joint Board supports this. Kosciusko County currently has a request form available through the Auditor and Assessor. With the approval from those offices, assessments can be combined by creating a single parcel ID number. Landowners are encouraged to contact the Kosciusko County Area Plan Office for any possible zoning ordinance implications before filing this request. Noble County Surveyor's Office has a request form to combine drainage assessments only. Kemper recognizes the large amount of small boat lots in the Wawasee, Syracuse Lake Area, especially Enchanted Hills Subdivision. He is agreeable to look into the feasibility of a similar Surveyor's Office request form.

**Chairman Scott** closed the hearing.

56

**Mr. Gilbert indicated that Steuben County has a similar system of combining adjacent tracts through his office.**

**Mr. Kline made a motion to approve the assessment of \$.10/acre and \$5.00 minimum and for the Kosciusko County Surveyor's office to develop a form for assessment purposes if feasible.**

**Mr. Metzger seconded, all were in favor.**

**Mr. Kline made a motion to adjourn, Mr. Dolezal seconded, all were in favor.**



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. Center St.  
WARSAW, IN 46580**

June 27, 2013

**PRESENT:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Steve Metzger, Member  
Jim Scott, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**MINUTES & CLAIMS:**

Don Goon made a motion to approve the minutes and claims, Steve Metzger seconded, all were in favor.

**VARIANCE/ARMEY DITCH  
Dale Berger/Dennis Berger**

Dennis Berger appeared before the Board wanting a variance for pond construction. He stated that he had recently put up a hog barn this spring on CR 1350 east of their other buildings. It is 236 feet long and needs to go closer than 75 feet from the top of the ditch bank to put a pond in that won't mess up the field. Kemper showed the Board on a map where he wants the pond. The request is to go within 40 feet from the top of the bank of the ditch. Kemper made a recommendation to approve the variance since it is a family owned farm and he owns on both sides of the ditch.

Jim Scott moved to approve the variance to put in a pond 40 feet from the top of the bank of the ditch, Mike Long seconded, all were in favor.

**ADJOURN:**

Mike Long made a motion to adjourn, Don Goon seconded, all were in favor.

**CLAIMS:**

**May 7, 2013**

Hoene Tiling	Achor	\$40.57	2700
Emans Engineering	Armey	\$500.00	2700
Hamby & Son Excavating	Danner	\$405.00	2700
Hoene Tiling	Danner	\$163.08	2700
Hoene Tiling	Keefer Evans	\$2,669.26	1158
Kline Excavating	Keefer Evans	\$6,209.11	1158
Kline Excavating	Keefer Evans	\$1,319.00	1158
Hoene Tiling	Koontz, Mary	\$129.95	1158
Hamby & Son Excavating	Koontz, Mary	\$787.50	1158
Hoene Tiling	McCleary Goch.	\$834.47	1158
Craig Excavating	McCleary Goch.	\$1,850.00	1158
Kline Excavating	Metzger	\$1,149.00	1158
Hoene Tiling	Metzger	\$1,800.79	1158



Everest Excavating	Nickler	\$821.75	Split Claim
		\$319.09	2700
		\$502.66	1158
Kolesiak Excavating	Omar Neff (Jeff)	\$11,239.00	Split Claim
		\$11,007.18	2700
		\$231.82	1158
Everest Excavating	Omar Neff (Jeff)	\$280.00	1158
Kline Excavating	Robbins Magee	\$441.44	1158
Hamby & Son Excavating	Schue, Elizabeth	\$405.00	1158
Hamby & Son Excavating	Silveus	\$2,705.00	1158
Kline Excavating	Silveus	\$560.00	1158
Good Excavating	Swick Meredith	\$1,865.00	1158
Hamby & Son Excavating	Swick Meredith	\$450.00	1158
Hamby & Son Excavating	Van Curen	\$855.00	1158
Hoene Tiling	Van Curen	\$372.79	1158
Kline Excavating	Walnut Creek	\$125.00	2700
Hamby & Son Excavating	Walnut Creek	\$855.00	2700
Hoene Tiling	Walnut Creek	\$314.73	2700

#### May, 21, 2013

MM Farm Drainage	Danner	\$458.19	2700
Dean's Tree Service	Deeds Creek	\$1,650.00	2700
Clay Tree Service	Deeds Creek	\$650.00	2700
Hoene Tiling	Fluke Hanson	\$316.34	2700
Elkhart Co. Gravel	Huffer, David	\$81.73	2700
Everest Excavating	Huffer, David	\$1,080.00	2700
Hoene Tiling	Huffer, David	\$682.89	2700
N.E.W., Inc.	Keefer Evans	\$1,400.00	1158
Kline Trucking	Maish	\$150.00	2700
Kline Trucking	Oldfather	\$1,592.45	1158
Kline Trucking	Robbins Magee	\$3,863.01	1158
Hoene Tiling	Robbins Magee	\$301.35	1158
Hoene Tiling	Silveus	\$1,010.54	1158
Hamby & Son Excavating	Silveus	\$3,515.00	1158
Kline Excavating	Silveus	\$2,891.46	1158
Hamby & Son Excavating	Sloan Adams	\$585.00	1158
Hoene Tiling	Swick Meredith	\$186.40	1158
Kline Excavating	Yeagley	\$4,109.39	1158
Hoene Tiling	Yeagley	\$2,868.64	1158

#### June 4, 2013

Kline Excavating	Alspaugh, Haines	\$1,210.50	1158
Emans Engineering	Armey	\$500.00	2700
Hamby & Son Excavating	Goshert, James	\$405.00	1158
Everest Excavating	Huffer, David	\$400.00	2700
Hoene Tiling	Huffer, David	\$176.95	2700
Kline Excavating	Maish	\$2,576.50	2700
Ransbottom Excavating	Metzger, Joseph	\$1,200.00	1158
Hoene Tiling	Oldfather	\$1,443.39	1158
Hohman Excavating	Silveus	\$929.00	1158
Hohman Excavating	Silveus	\$1,374.32	1158
Hoene Tiling	Sloan Adams	\$298.45	1158
Kline Excavating	Swick Meredith	\$312.50	1158
Ransbottom Excavating	Walnut Creek	\$475.00	2700
Hamby & Son Excavating	Welch, James	\$405.00	2700
Kline Excavating	Wyland	\$4,486.09	2700



Hoene Tiling	Wyland	\$2,329.16	Split Claim
		\$619.17	2700
		\$1,709.99	1158

### June 18, 2013

Kline Excavating	Alspaugh, Haines	\$1,288.43	1158
Kline Excavating	Bierce	\$735.00	2700
Kline Excavating	Cauffman	\$760.00	1158
Dant, Gary	Danner	\$720.00	2700
Hamby & Son Excavating	Deeds Creek	\$270.00	2700
Dant, Gary	Elder	\$1,680.00	2700
Dant, Gary	Elder	\$240.00	2700
Dant, Gary	Gay Easterday	\$360.00	2700
Don's Excavating	Hoopengartner	\$1,097.00	1158
Kline Excavating	Maish	\$1,408.66	2700
Dant, Gary	McConnell, Nevin	\$1,770.00	2700
Dant, Gary	McConnell, Nevin	\$210.00	2700
Dant, Gary	Pyle, John	\$720.00	2700

Kline Excavating	Silveus	\$2,150.38	1158
Hoene Tiling	Silveus	\$788.66	1158
Dant, Gary	Sloan Adams	\$900.00	1158
Hamby & Son Excavating	Stoneburner	\$505.00	1158
Dant, Gary	Walnut Creek	\$150.00	2700
Kline Excavating	Walnut Creek	\$505.00	2700

60

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**August 22, 2013**

**Board Members Present:**

Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Don Goon seconded, all were in favor.

**TIPPECANOE RIVER UPDATE:**

Kemper gave the Board a copy of the Tippy River committees bid specifications and maps for log jam removal on the Tippecanoe River. He wanted to keep the Board updated about how this is progressing even though it is not a county regulated drain; it still affects some of our county drains. Yesterday there was a pre-bid meeting with contractors and followed by a site visit of a couple of log jam sites. DNR contacted 5 to 6 contractors and Kemper sent it to 7 of our local contractors. Noble County contractors and 1 from our county were present at the pre-bid meeting. There are limited funds available and 111 logs jams. Kemper estimates \$600 to \$1,000 per log jam. There is only \$40,000 to \$45,000 available for this first phase. Work will begin at State Road 19 and continue upstream as far as money will allow. The intent is to re-apply for a second grant next year. There has been a tentative March 1, 2014 completion date set. It can be extended if needed. Access easements are going to be as the landowners grant them. There is no easement, the contractor will be asked to work directly with the landowners for access locations. Notification and permission letters will be forwarded to landowners for their response. The bids are due September 3, 2013.

**SLOAN ADAMS & JOHN PYLE PERMITS:**

Kemper informs the Board that Army Corps. approval has been received for the Sloan-Adams (Lakeland landfill site area) open ditch re-clean, and a portion of the John Pyle drain re-clean on Creighton Brother Farms. Both jobs will be the "one step method".

**LAKELAND REGIONAL SEWER DISTRICT:**

Rick Helm has once again talked with the Attorneys for DLZ and the sewer district. They still have to finalize the agreement. It looks like they will not come back to the Board to ask for lower assessments. We are awaiting final agreement language from the Attorneys.



## OTHER BUSINESS:

Kemper updated the Board on 2013 maintenance progress. As of August of this year we have filed 109 work orders 82 of those are done. We have hired 18 different contractors and have spent approximately \$308,000 on drain maintenance.

Kemper and Mike Long discussed a tenant farmer who has sprayed Danner drain ditch banks/side slopes with Round Up. Kemper says he has inspected this and confirms spraying has affected the ditch banks. He will monitor and contact the farmer if needed.

## ADJOURN

A motion was made by Don Goon to adjourn the meeting, Steve Metzger seconded, all were in favor.

## CLAIMS:

### July 2, 2013

Hamby & Son Excavating	Alspaugh	\$1,125.00	1158
Everest Excavating	Coppess	\$350.00	2700
Hoene Tiling	Coppess	\$513.63	2700
Everest Excavating	Danner	\$575.00	2700
Hoene Tiling	Danner	\$197.41	2700
Dant, Gary	Elder	\$150.00	2700
Dant, Gary	Koontz, Mary	\$90.00	1158
Dant, Gary	McConnell, Nevin	\$240.00	2700
Kline Excavating	Peterson	\$503.00	1158
Dant, Gary	Shanton	\$90.00	1158
Dant, Gary	Shanton	\$90.00	1158
Dant, Gary	Sloan Adams	\$210.00	1158
Everest Excavating	Stoneburner	\$1,800.00	1158
Kline Excavating	Walnut Creek	\$1,761.50	2700
Dant, Gary	Walnut Creek	\$360.00	2700

### July 16, 2013

Dant, Gary	Koontz, Mary	\$240.00	1158
Dant, Gary	McConnell, Nevin	\$240.00	2700
Dant, Gary	Sloan Adams	\$150.00	1158
Kline Excavating	Solomon Sechrist	\$3,622.72	1158
Dant, Gary	Walnut Creek	\$300.00	2700
Hoene Tiling	Walnut Creek	\$376.65	2700
Kline Excavating	Walnut Creek	\$532.16	2700
Hamby & Son Excavating	Walnut Creek	\$1,395.00	2700
Hoene Tiling	Walnut Creek	\$259.90	2700
Kline Excavating	Wyland	\$518.00	2700

### July 30, 2013

Daltons, Inc.	Conrad, Wm.	\$205.50	2700
Daltons, Inc.	Coppess	\$1,233.00	2700
Daltons, Inc.	Coppess	\$2,055.00	2700
Daltons, Inc.	Dausman	\$1,164.50	2700
Daltons, Inc.	Dausman	\$1,027.50	2700
Daltons, Inc.	Dausman	\$1,096.00	2700
Dant, Gary	Elder	\$270.00	2700

Daltons, Inc.	Funk	\$2,055.00	2700
Daltons, Inc.	Hepler	\$1,096.00	2700
N.E.W. Plumbing	Kelly, H.C.	\$390.00	2700
Daltons, Inc.	Kinney	\$1,370.00	2700
Dant, Gary	Koontz, Mary	\$330.00	1158
Dant, Gary	McConnell, Nevin	\$270.00	2700
Daltons, Inc.	Nickler	\$685.00	2700
Kline Excavating	Oldfather	\$382.50	1158
Kline Excavating	Peterson	\$1,587.56	1158
Daltons, Inc.	Pyle, John	\$685.00	2700
Kline Excavating	Shoemaker, I.	\$365.00	1158
Kline Excavating	Silver Creek	\$276.00	2700
Hoene Tiling	Silveus	\$322.22	1158
Kline Excavating	Silveus	\$2,914.50	1158
Kline Excavating	Silveus	\$169.00	1158
Dant, Gary	Sloan Adams	\$120.00	1158
Hamby & Son Excavating	Sloan Adams	\$405.00	1158
Hoene Tiling	Solomon Sechrist	\$1,779.24	1158
Daltons, Inc.	Swick Meredith	\$1,370.00	1158
Daltons, Inc.	Swick Meredith	\$342.50	1158
Daltons, Inc.	Swick Meredith	\$2,740.00	1158
Dant, Gary	Walnut Creek	\$330.00	2700
Kline Excavating	Walnut Creek	\$1,477.81	2700
Kline Excavating	Walnut Creek	\$524.58	2700
Daltons, Inc.	Welch, James	\$1,027.50	2700

#### August 13, 2013

Kesling, Eric	Elder	\$150.00	2700
Dant, Gary	Elder	\$300.00	2700
Kline Excavating	Kelly, H.C.	\$1,069.00	2700
N.E.W. Plumbing	Kelly, H.C.	\$890.00	2700
Hoene Tiling	Koontz, Mary	\$2,521.84	1158
Wertenberger Excavating	Koontz, Mary	\$4,555.00	1158
Dant, Gary	Koontz, Mary	\$300.00	1158
Everest Excavating	Pyle, John	\$2,550.00	2700
Dant, Gary	Sloan Adams	\$120.00	1158
Dant, Gary	McConnell, Nevin	\$300.00	2700
Dant, Gary	Swick Meredith	\$300.00	1158
Dant, Gary	Walnut Creek	\$300.00	2700
Hoene Tiling	Walnut Creek	\$756.46	2700
Kline Excavating	Walnut Creek	\$4,607.74	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**October 24, 2013**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Don Goon made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded, all were in favor.

**FLEUGLE (LAKE ARM) PROJECT ESTIMATE  
BID LETTING AUTHORIZATION:**

**MCCONNELL PROJECT ESTIMATE  
BID LETTING AUTHORIZATION:**

The estimate for the Fleugle job is \$30,700 and the McConnell job is \$40,200. Kemper is asking the Board for authorization to go ahead and let a low bid on the Board's behalf.

McConnell is strictly de-brushing and then re-cleaned next summer with a completion date on the clearing phase of July 1, 2014. Fleugle job will have a completion date of May 1, 2014.

Jim Scott made a motion to authorize Kemper to let those bids if they are within 10% of his estimate, Mike Long seconded, all were in favor.

**TIPPECANOE RIVER UPDATE:**

Kemper informed the Board that the contractor is Gilbert Excavating out of Noble County. They have started with taking out some log jams at the lower end. There are maybe 3 or 4 permission letters that haven't been returned to Ed Rocks office. Ed is going to try to make personal contact with those landowners.

**CUMULATIVE DRAIN FUND DISCUSSION:**

In follow up to discussion with a member of the County Council, Kemper "informally" discusses with the Board the concept of a cumulative drain fund vs. our current method of assessment. With a statutory maximum levy of .05 per \$100 of assessed value total collection would be roughly \$1,800,000. A county can only assess "unincorporated" areas. Ron asked if this system would eliminate the requirement of a public hearing per drain for increases. Kemper says that it would eliminate maintenance increase hearings by and large, but some circumstances may still require hearings. For example every project of



\$25,000 would require a public hearing for approval. Discussion continued on pros and cons and political implications. Kemper also says this cumulative drain fund must be approved and recommended by the Commissioners first. Several public hearings would then need to be held. Kemper is seeking clarification from State Board of Accounts on several questions and issues. No consensus or decision is made at this time.

#### LRSD UPDATE:

Kemper furnished the Board copies of the latest draft agreement proposal being finalized by Attorney Rick Helm and attorneys for Lakeland Regional Sewer District. Kemper asks the Board to review and advise of any comments or concerns. Kemper anticipates that LRSD will seek the Board's final approval at the November 21<sup>st</sup> meeting.

#### ADJOURN:

Steve Metzger made a motion to adjourn, Mike Long seconded, all were in favor.

#### CLAIMS:

##### August 27, 2013

Kline Excavating	Achor	\$359.01	2700
Wertenberger Excavating	Achor	\$450.00	2700
Hoene Tiling	Achor	\$244.61	2700
Clunette Elevator Co.	Beyer Brady	\$608.75	2700
Daltons, Inc	Danner	\$4,795.00	2700
Dant, Gary	Danner	\$180.00	2700
Dant, Gary	Elder	\$150.00	2700
Everest Excavating	Essig	\$255.00	2700
Daltons, Inc	Gay Easterday	\$2,055.00	2700
Daltons, Inc	Gay Easterday	\$6,507.50	2700
Daltons, Inc	Huffer, David	\$685.00	2700
Daltons, Inc	Kelly Zimmer	\$685.00	2700
Dant, Gary	Koontz, Mary	\$300.00	1158
Wertenberger Excavating	Koontz, Mary	\$300.00	1158
Kline Excavating	Maish	\$675.00	2700
Daltons, Inc	Maish	\$2,055.00	2700
Dant, Gary	McConnell, N.	\$150.00	2700
Daltons, Inc	Pole Run	\$432.50	2700
Daltons, Inc	Preston Miles	\$685.00	2700
Dant, Gary	Pyle, John	\$180.00	2700
Daltons, Inc	Robinson, G.A.	2,055.00	<b>SPLIT CLAIM</b>
		<b>\$758.43</b>	<b>2700</b>
		<b>\$1,296.57</b>	<b>1158</b>
Kline Excavating	Ruple	\$941.00	2700
Kneller Excavating	Shanton	\$775.00	1158
Dant, Gary	Sloan Adams	\$120.00	1158
Dant, Gary	Swick Meredith	\$270.00	1158
LDP Excavating	Van Curen	6,083.64	1158
Dant, Gary	Walnut Creek	\$150.00	2700
Kline Excavating	Walnut Creek	\$3,210.88	2700
Dalton, Inc	Williamson, S.	\$5,480.00	2700
Kline Excavating	Wyland	\$795.00	2700

##### September 10, 2013

Hamby & Son Excavating	Arthur	\$880.00	1158
Hamby & Son Excavating	Bierce	\$385.00	2700
Dant, Gary	Danner	\$120.00	2700



Hamby & Son Excavating	Danner	\$440.00	2700
Daltons, Inc	Danner	\$4,795.00	2700
Superior Excavating	Deeds Creek	\$1,795.00	2700
Hamby & Son Excavating	Huffer, David	\$550.00	2700
Dant, Gary	Koontz, Mary	\$240.00	1158
Hoene Tiling	Koontz, Mary	\$320.61	1158
Hoene Tiling	Peterson	\$4,329.53	1158
Dant, Gary	Pyle, John	\$240.00	2700
Hamby & Son Excavating	Ross, Alfred	\$825.00	<b>SPLIT CLAIM</b>
		<b>\$309.28</b>	<b>2700</b>
		<b>\$515.72</b>	<b>1158</b>
Kline Excavating	Rupple	\$1,361.00	2700
Hamby & Son Excavating	Schue, Elizabeth	\$1,045.00	1158
Dant, Gary	Sloan Adams	\$120.00	1158
Dant, Gary	Swick Meredith	\$240.00	1158
Hoene Tiling	Walnut Creek	\$959.91	2700
Kline Excavating	Walnut Creek	\$7,024.83	2700
<b>September 24, 2013</b>			
Everest Excavating	Beyer Brady	\$720.00	2700
Hamby & Son Excavating	Bierce	\$440.00	2700
Dant, Gary	Cauffman	\$300.00	1158
Dant, Gary	Danner	\$300.00	2700
Daltons, Inc	Danner	\$15,755.00	<b>SPLIT CLAIM</b>
		\$12,295.66	2700
		\$3,459.34	1158
Wilcoxson, Mike	Elder	\$360.00	2700
Hamby & Son Excavating	Funk	\$220.00	2700
Hamby & Son Excavating	Keefer Evans	\$385.00	1158
Dirt Worx LLC	Koontz, Mary	\$2,088.94	1158
Dant, Gary	Koontz, Mary	\$300.00	1158
LDP Excavating	Peterson	\$6,030.00	1158
Dant, Gary	Pole Run	\$270.00	2700
Hamby & Son Excavating	Pyle, John	\$935.00	2700
Dant, Gary	Sloan Adams	\$120.00	1158
Kline Excavating	Walnut Creek	\$472.50	1158
Kline Excavating	Wyland	\$793.00	2700
Hamby & Son Excavating	Wyland	\$495.00	2700
<b>October 13, 2014</b>			
Hamby & Son Excavating	Burkholder	\$440.00	<b>SPLIT CLAIM</b>
		<b>\$350.06</b>	<b>2700</b>
		<b>\$89.94</b>	<b>1158</b>
Right of Way Management	Elder	\$588.90	2700
Kline Excavating	Robinson, R.	\$1,599.38	<b>SPLIT CLAIM</b>
		<b>\$1,525.13</b>	<b>2700</b>
		<b>\$74.25</b>	<b>1158</b>
Kline Excavating	Ruple	\$281.25	<b>SPLIT CLAIM</b>
		<b>\$148.10</b>	<b>2700</b>
		<b>\$133.15</b>	<b>1158</b>
Kline Excavating	Shoemaker, E.	\$733.50	2700
Hamby & Son Excavating	Solomon Sechrist	\$825.00	1158
Hamby & Son Excavating	Solomon Sechrist	\$810.00	1158
Dean's Tree Service	Wyland	\$800.00	2700
Kline Excavating	Wyland	\$2,845.50	2700
<b>October 22, 2013</b>			
Hamby & Son Excavating	Danner	\$2,610.00	1158
Hoene Tiling	Danner	\$313.60	1158
Hamby & Son Excavating	Gilliam, Wm.	\$607.50	1158

C & J Baker	Kuhn	\$240.00	2700
Hamby & Son Excavating	Phillips, Walter	\$695.50	2700
Hoene Tiling	Swick Meredith	\$186.40	1158
Hamby & Son Excavating	Swick Meredith	\$632.50	1158
Hamby & Son Excavating	Walnut Creek	\$770.00	2700
Wertenberger Excavating	Walnut Creek	\$1,080.00	2700
Hoene Tiling	Wyland	\$465.16	2700
Kline Excavating	Wyland	\$5,603.63	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**November 21, 2013**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary

**NOVEMBER 21, 2013**

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Mike Long seconded, all were in favor.

**LRSD APPROVAL:**

There was much discussion on the most recent draft Agreement regarding discharge to Van Curen ditch by Lakeland Regional Sewer District. Kemper suggested (2) additions to the draft language. One stating the minimum (current) assessment amount of \$5.00 and inserting "Van Curen" drain, specifically into language referring to dwelling units

A motion was made by Jim Scott to tentatively approve the Agreement with LRSD with the changes that Kemper made and as soon as the changes are made the Board will sign it hopefully at the next meeting, Mike Long seconded, and all were in favor.

**LEGAL FUND:**

Kemper explained to the Board that we have exhausted our legal fund account partly from this LSRD Agreement. We have around \$400 available that can be transferred from drainage board mileage.

**DON GOONS RE-APPOINTMENT FOR 2014:**

Mr. Goon needs to be re-appointed for his next term starting in January, 2014. Don decided to be on the Board for one more term. At the next Commissioner's meeting, they will appoint him to the Drainage Board for four more years. Commissioners will also need to re-appoint Mr. Truex as Chairman.

**CUMULATIVE DRAIN FUND:**

Mike Long asked Kemper if he had found out anymore from the State Board of Accounts. He can't get a definitive answer from them, thus far but is continuing to discuss and research.

**ADJOURN:**

Mike Long made a motion to adjourn, Don Goon seconded, all were in favor.

**CLAIMS****November 5, 2103**

Dant, Gary	Cauffman	\$150.00	1158
Dant, Gary	Danner	\$450.00	1158
Hoene Tiling	Danner	\$424.83	1158
Dant, Gary	Elder	\$690.00	2700
Kline Excavating	Kelly, H.C.	\$2,567.40	2700
Dant, Gary	Koontz, Mary	\$150.00	1158
Dant, Gary	McConnell, Nevin	\$390.00	2700
Kline Excavating	Plunge Creek	\$1,305.00	1158
Dant, Gary	Pole Run	\$150.00	2700
Dant, Gary	Robinson, G.A.	\$150.00	1158
Hoene Tiling	Silveus	\$146.48	1158
Kline Excavating	Silveus	\$475.00	1158
Dant, Gary	Sloan Adams	\$330.00	1158
Kline Excavating	Walnut Creek	\$1,025.00	2700

**November 19, 2013**

Kline Excavating	Cauffman	\$1,008.00	1158
Dant, Gary	Danner	\$60.00	1158
Hamby & Son Excavating	Dorsey, Milton	\$3,995.00	2700
Hoene Tiling	Dorsey, Milton	\$1,302.27	2700
Dant, Gary	Elder	\$300.00	2700
Hoene Tiling	Fleugle	\$69.90	2700
Good Excavating	Fleugle	\$447.50	2700
Hamby & Son Excavating	Gay Easterday	\$110.00	2700
Kline Excavating	Kelly, H.C.	\$4,161.23	2700
Good Excavating	Kuhn, Isiah	\$1,358.59	2700
Dant, Gary	McConnell, Nevin	\$300.00	2700
Good Excavating	Pole Run	\$4,865.33	2700
Kline Excavating	Robbins Magee	\$155.00	1158
Kline Excavating	Robbins Magee	\$2,493.87	1158
Hoene Tiling	Silveus	\$278.12	1158
Dant, Gary	Sloan Adams	\$60.00	1158
Hamby & Son Excavating	Wallace, Earl	\$337.50	1158
Hamby & Son Excavating	Wyland	\$450.00	Split Claim
		<b>\$81.69</b>	<b>2700</b>
		<b>\$368.31</b>	<b>1158</b>
Hoene Tiling	Wyland	\$379.85	1158
Hoene Tiling	Wyland	\$204.23	1158

**December 3, 2013**

Kline Excavating	Cauffman	\$5,182.36	1158
Hoene Tiling	Cauffman	\$348.73	1158
Hoene Tiling	Cauffman	\$169.44	1158
Hoene Tiling	Cauffman	\$4,538.85	1158
Dant, Gary	Danner	\$60.00	1158
Dant, Gary	Elder	\$240.00	2700
Hoene Tiling	Kelly, H.C.	\$2,150.80	2700
Dant, Gary	McConnell, Nevin	\$240.00	2700
Kline Excavating	Robbins Magee	\$447.50	1158
Dant, Gary	Sloan Adams	\$60.00	1158
DirtWorx, LLC	Williamson, S.	\$2,730.00	2700



**December 17, 2013**

Hoene Tiling	Cauffman	\$6,309.63	1158
Kline Excavating	Cauffman	\$5,564.50	1158
Hoene Tiling	Walnut Creek	\$218.41	2700
Hamby & Son Excavating	Walnut Creek	\$3,382.00	2700
Hoene Tiling	Walnut Creek	\$201.91	2700

**December 31, 2013**

Hoene Tiling	Cauffman	\$634.76	1158
Kline Excavating	Cauffman	\$674.25	1158
Dant, Gary	Danner	\$60.00	1158
Dant, Gary	Elder	\$150.00	2700
Dant, Gary	McConnell, Nevin	\$300.00	2700
Dant, Gary	Shanton	\$150.00	1158
Dant, Gary	Shanton	\$150.00	1158
Dant, Gary	Sloan Adams	\$60.00	1158
Hamby & Son Excavating	Van Curen	\$270.00	1158
Kline Excavating	Walnut Creek	\$4,891.51	2700
Hoene Tiling	Walnut Creek	\$2,196.77	2700

70

**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**January 23, 2014**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Don Goon, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Mike Long seconded, all were in favor.

**TURKEY CREEK – TOWN OF SYRACUSE:**

As you all know we have set up Turkey Creek for maintenance, it will collect the first time in the spring, and collect approximately \$67,000 a year. The town of Syracuse has deadfalls and obstructions within the town limits that they would like to remove. Jeremy Sponseller, public works superintendent, contacted the Surveyor's office asking permission for the Town to perform this work and further could they be reimbursed for the expense. Kemper told them that financially it should be no problem. The questions are: 1. Will we consider the town of Syracuse street department serving as a contractor? 2. Will we reimburse them before the spring collection by borrowing out of General Drain prior to that first collection or approve the work and not pay it until after the first collection?

Jim Scott made a motion to treat Syracuse or any other town like a contractor. Mike Long seconded, all were in favor.

Jim Scott made a motion that based on the cost Kemper can make the decision to pay out of General Drain or hold the claim till collection. Mike Long seconded, all were in favor.

**NEVIN MCCONNELL – BID APPROVAL:**

Kemper stated that bid packets will be sent out next week for bids on the de-brushing. He has a rough estimate of around \$43,000. Kemper is asking for authorization to let the bid to low bidder on behalf of the Board rather than delay for the regular monthly meeting.

Mike Long made a motion to allow Kemper to take the lowest bid. Don Goon seconded, all were in favor.

**MARY KOONTZ DRAIN – LAWSUIT UPDATE:**

Kemper updated the Board on the pending Nichols lawsuit brought against the County.



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**February 27, 2014**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded. All were in favor.

**WHITLEY COUNTY DRAINAGE BOARD LETTER:**

Kemper handed out a copy of a letter he received from the Whitley County Drainage Board, Brandon Forrester. The letter was to inform us that Whitley County was not given notice of a 25% increase on the Wyland drain annual maintenance fund. Kemper acknowledged to Forrester that it was his oversight in not giving them notice of the proposal and the opportunity to waive representation or comment on the proposed increase. Kemper assured Forrester that this oversight will not be repeated. Total collection from Whitley County is approximately \$50.00 more or less per year.

**LRSD:**

Kemper has received the signed agreement that the Board had previously conditionally approved at a prior meeting so that LRSD could proceed. The Board has approved a setback of 50 feet. Kemper asks the Board to give final approval by signing the agreement. The document then needs to be recorded by LRSD to become final. The Board signs the document.

**SWICK VARIANCE:**

Kemper brings to the Board a previously approved variance for William and Nancy South, to construct a new home and garage on 30.52A in the NW NE 35-31-5, not to be closer than 40 feet from the top of the ditch bank for confirmation by the new landowners, Scott G & M. Jane Holmes. The Board reaffirms the previously approved variance.

**ADJOURN:**

Mike Long made a motion to adjourn, Don Goon seconded, all were in favor.

**CLAIMS:****January, 28, 2014**

N.E.W. Plumbing	Elder	\$830.00	2700
Hoene Tiling	Silveus	\$5,857.51	1158
Hoene Tiling	Silveus	\$981.28	1158
Kline Excavating	Silveus	\$9,092.83	1158
LDP Excavating	Walker, H.B.	\$6,190.00	
		<b>\$1,907.40</b>	<b>2700</b>
		<b>\$4,282.60</b>	<b>1158</b>

**February 11, 2014**

Hoene Tiling	Silveus	\$43.87	1158
Hoene Tiling	Silveus	\$958.54	1158
Kline Excavating	Silveus	\$3,743.60	1158

**February 25, 2014**

Kline Excavating	Bierce	\$720.50	2700
Kline Excavating	Smith, George	\$519.00	1158
Kline Excavating	Silveus	\$1,513.87	1158
Hoene Tiling	Silveus	\$141.61	1158
Kline Excavating	Silveus	\$4,960.50	1158
Kline Excavating	Silveus	\$450.00	1158
Hoene Tiling	Silveus	\$5,241.66	1158
Hoene Tiling	Silveus	\$2,690.69	1158
Hoene Tiling	Silveus	\$176.40	1158
Kline Excavating	Swick	\$405.50	1158

**February 27, 2014, Page 2**

Meeting for March 27, 2014 was cancelled.



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**April 24, 2014**

**Board Members Present:**

Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded, all were in favor.

**VARIANCE REQUEST/WYLAND DRAIN:**

**Patrick & Holly Ilada**

Holly Ilada came before the Board to request a variance for a home and an outbuilding 50 feet from a tile arm of the Wyland Drain. The property is Parcel #003-173-001.c. Kemper states that tile maintenance should not be impacted and recommends approval.

Jim Scott made a motion to accept the request of 50 feet, Steve Metzger seconded, all were in favor.

**ADJOURN:**

Jim Scott made a motion to adjourn, Steve Metzger seconded, all were in favor.

**CLAIMS:**

**March 11, 2014**

Kline Excavating	Silveus	\$2,662.00	1158
Hoene Tiling	Silveus	\$1,244.01	1158
LDP Excavating	Swick	\$4,080.00	1158
Kline Excavating	Swick	\$2,404.59	1158
Hoene Tiling	Swick	\$1,568.36	1158
Kline Excavating	Swick	\$1,302.00	1158

**March 25, 2014**

Hoene Tiling	Wyland	\$1,082.93	
		<b>\$955.24</b>	<b>2700</b>
		<b>\$127.69</b>	<b>1158</b>
Kline Excavating	Wyland	\$3,018.26	2700
Kline Excavating	Swick	\$487.50	1158
Kline Excavating	Swick	\$2,383.00	1158
Kline Excavating	Cauffman	\$2,921.21	1158

**April 8, 2014**

Kline Excavating	Cauffman	\$70.00	1158
Hamby & Son Excavating	Hall, Isaac	\$405.00	1158
Hoene Tiling	Hall, Isaac	\$142.88	1158
Kline Excavating	Leffell	\$512.50	2700
Hamby & Son Excavating	Leffell	\$250.00	2700
Sawyer Excavating	Omar Neff (Jeff)	\$700.00	2700
Hoene Tiling	Shoemaker, I.	\$130.88	1158
LDP Excavating	Sloan Adams	\$17,500.00	1158
Kline Excavating	Smith, George	\$747.14	1158
Beechy's Backhoe	Sechrist, S.	\$1,045.00	1158
Kline Excavating	Swick	\$1,929.50	1158
Kline Excavating	Swick	\$2,954.76	1158
Hoene Tiling	Swick	\$702.45	1158
Hamby & Son Excavating	Swick	\$337.50	1158
Hoene Tiling	Swick	\$594.47	1158

**April 22, 2014**

Kline Excavating	Dorsey, Milton	\$1,299.31	2700
Hoene Tiling	Dorsey, Milton	\$1,157.82	2700
Everest Excavating	Hall, Isaac	\$325.00	1158
Hamby & Son Excavating	Pyle, John	\$540.00	2700
Eads & Son Excavating	Stoneburner-Put.	\$769.24	1158
Kline Excavating	Swick	\$1,206.00	1158
Hoene Tiling	Swick	\$1,622.61	1158
Kline Excavating	Swick	\$650.00	1158
Hoene Tiling	Swick	\$216.38	1158
Kline Excavating	Wyland	\$440.00	1158



**KOSCIUSKO COUNTY  
DRAINAGE BOARD  
100 W CENTER ST.  
WARSAW, IN 46580**

**May 22, 2014**

**Board Members Present:**

Ron Truex, President  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded, all were in favor.

**VARIANCE/BOCKMAN DRAIN**

**Number 1 Stop Bait & Tackle LLC**

Mark Dillon, owner of Number 1 Stop Bait and Tackle at 350 N and SR 13 came before the Board seeking a variance to build a new building within the 75' easement of the Bockman drain. Kemper gives the Board background on the existing tile condition. The 12" clay tile is located under the existing bait shop building. The building has been in this location since 1951. The tile in other areas is in bad shape and needs to be replaced. The drain will be re-routed from under the building and re-built with 12" N-12 pipe. The Surveyor's office has contracted out this work. Mr. Dillon would like to ask for a reduction to the 75 foot easement to 20 feet to construct a new building. Kemper assured the Board that 20 feet would be adequate for maintenance and recommended the Board grant the variance.

Jim Scott made a motion to grant the variance, Mike Long seconded, all were in favor.

**HAMMOND STUTZMAN**

**Hearing Report**

Kemper presented a report to increase the maintenance of the Hammond Stutzman Drain. Partial brush & tree clearing, as well as sediment re-clean is needed. Kemper estimates the cost at \$13,300. He proposed a hearing to raise the assessment for a period of one or two years sufficient to pay for the re-clean. After initial construction is paid off, the annual maintenance collection would be reduced to approximately \$2,500. Total watershed area is 523 acres with a minimum assessment of \$25. The rate per acre for construction would be \$25.50 an acre. The Board discussed a proposed payback period of 1 year or 2 to 3 years. It was noted that assessments approved at the hearing could not exceed advertised and notified rates, but of course could be less.

Jim Scott made a motion to raise the assessment to \$25.50 an acre with a \$25.00 minimum for a 1 year payback. Then revert back to \$5.00 an acre with a \$25.00 minimum. Mike Long seconded, all were in favor.

**ADJOURN:**

Ron Truex made a motion to adjourn, Mike Long seconded, all were in favor.



**CLAIMS:****May 5, 2014**

Hoene Tiling	Blue, Austin	\$506.66	2700
Hamby & Son Excavating	Blue, Austin	\$2,775.00	2700
Kline Excavating	Cauffman	\$462.50	1158
Hoene Tiling	Cauffman	\$142.88	1158
Kline Excavating	Cauffman	\$880.00	1158
Good Excavating	Fleugle	\$20,750.00	2700
Hamby & Son Excavating	Goshert, James	\$315.00	1158
Kline Excavating	Keefer Evans	\$540.00	1158
Kline Excavating	Keefer Evans	\$350.08	1158
Hamby & Son Excavating	Koontz, Mary	\$1,530.00	1158
Hoene Tiling	Koontz, Mary	\$3,478.26	1158
Kline Excavating	Koontz, Mary	\$350.90	1158
Kline Excavating	Koontz, Mary	\$352.34	1158
Hamby & Son Excavating	Leckrone Nelson	\$202.50	1158
Hamby & Son Excavating	Miller, J.B.	\$337.50	1158
Everest Excavating	Nickler Arm	\$550.00	2700
LDP Excavating	Peterson	\$507.50	1158
LDP Excavating	Plunge Creek	\$677.50	1158
Kline Excavating	Pyle, John	\$604.00	2700
Hamby & Son Excavating	Robbins Magee	\$585.00	1158
Hoene Tiling	Robbins Magee	\$138.77	1158
Hamby & Son Excavating	Robbins Magee	\$990.00	1158
Hoene Tiling	Robbins Magee	\$821.14	1158
Hohman Excavating	Robbins Magee	\$1,355.00	1158
Hamby & Son Excavating	Shatto Cattell	\$337.50	2700
Kline Excavating	Shoemaker, E.	\$255.00	Split Claim
		\$32.55	2700
		\$222.45	1158
Hohman Excavating	Shoemaker, E.	\$523.00	1158
Kline Excavating	Silveus	\$385.00	1158
Everest Excavating	Stoneburner	\$812.50	1158
Everest Excavating	Stoneburner	\$725.00	1158
Hamby & Son Excavating	Swick	\$585.00	1158
Kline Excavating	Swick	\$582.50	1158
Hamby & Son Excavating	Teagarden	\$270.00	2700
Hamby & Son Excavating	Walnut Creek	\$585.00	2700
Hamby & Son Excavating	Wyland	\$377.50	1158

**May 20, 2014**

Harris Construction & Exc.	Bockman	\$287.50	2700
Hoene Tiling	Deeds Creek	\$316.96	2700
N.E.W. Plumbing	Elder	\$390.00	2700
Everest Excavating	Gay Easterday	\$285.00	2700
Hoene Tiling	Goshert	\$86.63	1158
Hoene Tiling	Koontz, Mary	\$190.35	1158
Hoene Tiling	Koontz, Mary	\$793.80	1158
Hoene Tiling	Koontz, Mary	\$305.47	1158
Hoene Tiling	Koontz, Mary	\$259.16	1158
Hoene Tiling	Koontz, Mary	\$480.79	1158
Kline Excavating	McClaine, Peter	\$1,428.49	1158
Everest Excavating	Miller, J.L.	\$752.16	1158
Hoene Tiling	Nickler Arm	\$255.98	2700
Hoene Tiling	Plunge Creek	\$291.06	1158
Hoene Tiling	Ross, Alfred	\$518.41	1158
Hoene Tiling	Ross, Alfred	\$216.17	2700



77

**KOSCIUSKO COUNTY  
DRAINAGE BOARD  
100 W CENTER ST.  
WARSAW, IN 46580**

**June 26, 2014**

**Board Members Present:**

Ron Truex, President  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member  
Absent: Donald Goon

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded, and all were in favor

**Hammond Stutzman Drain:**

Kemper presented the report for the upcoming Hammond Stutzman maintenance hearing. The hearing is scheduled for July 24<sup>th</sup> and all notices have been mailed and the legal ad has been prepared. Kemper presented a copy of a letter he prepared that accompanied each notice of hearing that provided further information on options the Board will have at the hearing. One option discussed today was the ability for the Board to extend the project payback period thus reducing initial assessments. It was again noted that rates set at the hearing could not exceed advertised rates.

**Charlton Drain Tile/Arm of Dausman:**

Kemper brought for discussion landowner concerns for a failing county tile (Charlton Drain). This tile has never been assessed for annual maintenance. Dausman assessments are used on the Dausman drain only. However there are several other Dausman arms that have their own separate assessments in addition to the Dausman assessment. The Charlton tile is failing and in need of reconstruction. Kemper states a very rough estimate for reconstruction would be \$90,000. This would set a rate per acre at approximately \$391.00. Options were discussed. One option would be to establish annual maintenance and rebuild the drain in phases over several years. Kemper suggests that he contact interested landowners and inform them of rough costs involved for reconstruction. If landowners wish to proceed we would require a signed petition to move the request forward. No action is taken at this time.

**Burgner Drain Tile/Arm of Dausman:**

Kemper brings for discussion only, contact from (2) landowners in regard to possible vacation of the Burgner drain. The drain has no annual maintenance and landowners have been repairing failing tile. They wish to drain their land in alternative directions on their own. Kemper has informed them that they will need to file a petition for vacation to move the request forward. Once he receives a petition he will prepare a report to the Board stating whether the statutory conditions are met to proceed with a hearing. Kemper has furnished petition forms to the landowners. No action taken at this time.

**Hamby & Sons Litigation: ~~None Reported~~**

Chairman Truex informs the Board that the County's insurance carrier and Attorney have agreed to a settlement with the plaintiff in regard to the pending lawsuit. Kemper states that a recent meeting with Ron Robinson (Human

Resources) and Chad Miner (County Attorney) resulted in Miner agreeing to prepare a draft document for the County Commissioners review and approval. The proposed document will be a contract/agreement to be signed by all contractors working for the County. The contract will spell out limits of liability, conditions of acceptance and minimum liability insurance requirements. Truex and Kemper will inform the Board as it proceeds.

## Claims

<i>Date</i>	<i>Payee</i>	<i>WorkOrderNo</i>	<i>Acct.Number</i>	<i>Drain</i>	<i>Total</i>
6/3/2014	Kline Trucking & E	2014.080	1158600000000000	Cauffman IC36-2-9-14	\$440.00
6/3/2014	Everest Excavating	2014.100	2700600000000000	Conrad, William IC36-2-9-14	\$780.00
6/3/2014	Hoene Tiling Inc	2014.083	2700600000000000	Coppess IC36-2-9-14	\$1,622.88
6/3/2014	Craig Excavating	2014.103	2700600000000000	Deeds Creek IC36-2-9-14 Split Clai	\$200.00
6/3/2014	Kline Trucking & E	2014.059	2700600000000000	Garber IC36-2-9-14	\$538.00
6/3/2014	Hamby & Son Exca	2014.098	2700600000000000	Hall, Lemon IC36-2-9-14	\$337.50
6/3/2014	LDP Excavating	2014.105	1158600000000000	Koontz, Mary IC36-2-9-14	\$2,825.00
6/3/2014	Hoene Tiling Inc	2014.107	1158-60000-000-00	Koontz, Mary IC36-2-9-14	\$70.97
6/3/2014	Craig Excavating	2014.104	1158-60000-000-00	McCleary Goch. IC36-2-9-14	\$245.00
6/3/2014	Hamby & Son Exca	2014.062	1158600000000000	Miller, J.L. IC36-2-9-14	\$337.50
6/3/2014	Shankster Brothers	2014.109	1158600000000000	Oldfather IC36-2-9-14	\$393.66
6/3/2014	Kline Trucking & E	2014.049	2700600000000000	Pyle, John IC36-2-9-14	\$450.00
6/3/2014	Hamby & Son Exca	2014.095	1158600000000000	Ross, Alfred IC36-2-9-14	\$1,800.00
6/3/2014	Hoene Tiling Inc	2014.090	1158600000000000	Ross, Alfred IC36-2-9-14	\$22.47
6/3/2014	Hoene Tiling Inc	2013.095	1158600000000000	Ross, Alfred IC36-2-9-14	\$361.72
<i>Date</i>	<i>Payee</i>	<i>WorkOrderNo</i>	<i>Acct.Number</i>	<i>Drain</i>	<i>Total</i>
6/3/2014	Hamby & Son Exca	2014.106	1158600000000000	Shanton IC36-2-9-14	\$270.00
6/3/2014	Kline Trucking & E	2014.067	1158600000000000	Silveus IC36-2-9-14	\$810.73
6/3/2014	Hoene Tiling Inc	2014.067	1158600000000000	Silveus IC36-2-9-14	\$274.96
6/3/2014	Hoene Tiling Inc	no w/o	1158600000000000	Swick IC36-2-9-14	\$61.23



6/3/2014	Kline Trucking & E	2014.111	1158600000000000	Swick	IC36-2-9-14	\$1,125.98
6/3/2014	Hamby & Son Exca	2014.047	1158600000000000	Swick	IC36-2-9-24	\$1,540.00
6/3/2014	Hoene Tiling Inc	2014.111	1158-60000-000-00	Swick	IC36-2-9-14	\$803.24
6/3/2014	Hoene Tiling Inc	2014.087	1158600000000000	Van Curen	IC36.2-9-14	\$960.69
6/3/2014	Hoene Tiling Inc	2014.087	1158600000000000	Van Curen	IC36-2-9-14	\$6,865.34
6/3/2014	Wertenberger Tiling	2014.071	1158600000000000	Wyland	IC36-2-9-14	\$2,385.00
6/3/2014	Kline Trucking & E	2014.097	1158600000000000	Wyland	IC32-2-9-14	\$3,483.75
6/3/2014	Hoene Tiling Inc	2014.071	1158-60000-000-00	Wyland	IC36-2-9-14	\$701.78
6/3/2014	Kline Trucking & E	2014.071	1158-60000-000-00	Wyland	IC36-2-9-14	\$436.87
6/3/2014	Kline Trucking & E	2014.097	1158600000000000	Wyland	IC36-2-9-14	\$513.00
6/3/2014	Kline Trucking & E	2014.071	1158-60000-000-00	Wyland	IC36-2-9-14	\$411.99

## Claims

<i>Date</i>	<i>Payee</i>	<i>WorkOrderNo</i>	<i>Acct.Number</i>	<i>Drain</i>	<i>Total</i>	
6/17/2014	Hoene Tiling Inc	2014.100	2700600000000000	Conrad, Wm	IC36-2-9-14	\$498.19
6/17/2014	Dant Gary	2006.019	2700600000000000	Danner	IC36-2-9-14	\$720.00
6/17/2014	Clay Tree Service	2014.124	2700600000000000	Deeds Creek	IC36-2-9-14	\$850.00
6/17/2014	Dan!, Gary	2002.033	2700-60000-000-00	Elder	IC36-2-9-14	\$1,080.00
6/17/2014	Hamby & Son Exca	2014.113	2700600000000000	Elder	IC36-2-9-14	\$1,575.00
6/17/2014	Hoene Tiling Inc	2014.134	2700600000000000	Essig	IC36-2-9-14	\$427.77
6/17/2014	Kline Trucking & E	2013.006	2700600000000000	Keefer Evans	IC36-2-9-14	\$723.25
6/17/2014	Wertenberger Tiling	2013.163	1158600000000000	Koontz, Mary	IC36-2-9-14	\$5,790.00
6/17/2014	LOP Excavating	2014.108	1158600000000000	Long, Cy	IC36-2-9-14	\$3,363.42
6/17/2014	LOP Excavating	2014.108	2700600000000000	Long, Cy	IC36-2-9-14	\$1,596.58

6/17/2014	Dant Gary	2014.099	2700-60000-000-00	McCleary Gochenour	IC36-2-9-14	\$540.00
6/17/2014	Dant Gary	1997.234	2700-60000-000-00	McConnell, Nevin	IC36-2-9-14	\$1,080.00
6/17/2014	Monte! Mark		1000-32011-000-01	Mileage Drainage Inspec.	IC36-2-9-	\$400.40
6/17/2014	Troy Eads Excavati	2014.123	2700600000000000	Plunge Creek	IC36-2-9-14	\$5,359.43
6/17/2014	Troy Eads Excavati	2014.123	1158600000000000	Plunge Creek	IC36-2-9-14	\$2,839.55

<i>Date</i>	<i>Payee</i>	<i>WorkOrderNo</i>	<i>Acct.Number</i>	<i>Drain</i>		
6/17/2014	Hoene Tiling Inc	2014.118	2700600000000000	Ruple	IC36-2-9-14	\$22.74
6/17/2014	Hamby & Son Exca	2014.118	2700600000000000	Rupple, Allen	IC36-2-9-14	\$495.00
6/17/2014	Hamby & Son Exca	2014.017	1158600000000000	Shilling	IC36-2-9-14	\$2,360.00
6/17/2014	Dan! Gary	2011.171	1158600000000000	Silveus	IE36-2-9-14	\$90.00
6/17/2014	Hoene Tiling Inc	2014.096	1158600000000000	Swick	IC36-2-9-14	\$174.54
6/17/2014	Hoene Tiling Inc	2014.096	1158600000000000	Swick	IC36-2-9-14	\$142.59
6/17/2014	Kline Trucking & E	2014.065	2700600000000000	Teagarden	IC32-2-9-14	\$1,731.19
6/17/2014	Hamby & Son Exca	2014.065	2700600000000000	Teagarden	IC36-2-9-24	\$975.00
6/17/2014	Hoene Tiling Inc	2014.088	1158600000000000	Van Curen	IC36.2-9-14	\$669.90
6/17/2014	Hoene Tiling Inc	2014.087	1158-60000-000-00	Van Curen	IC36-2-9-14	\$475.30
6/17/2014	Kline Trucking & E	2014.087	1158600000000000	Van Curen	IC36-2-9-14	\$327.85
6/17/2014	Kline Trucking & E	2014.102	2700600000000000	Walnut Creek	IC36-2-9-14	\$1,301.85

**Being no further business Jim Scott moved to adjourn the meeting. Mike Long seconded the motion, all were in favor.**



**KOSCIUSKO COUNTY DRAINAGE BOARD MEETING  
100 W CENTER ST COURTHOUSE  
WARSAW, IN 46555**

**JULY 24, 2014**

**Present**

Chairman: Ron Truex  
Vice Chairman: Mike Long  
Don Goon  
Steve Metzger  
Jim Scott

Present:

Surveyor: Richard Kemper  
Drainage Inspector: Mark Montel  
Gis Technician: Sue Gladieux, filling in for Drainage Board Secretary  
Absent:  
Drainage Board Secretary: Patti Miner

Meeting called to order: Ron Truex

**Claims and Minutes:**

Motion was made by Mike Long to approve the claims and minutes from the 27<sup>th</sup> of June, 2014. Motion seconded by Jim Scott. All were in favor.

**Swick Meredith Variance:**

Landowner of record: Lynn Edward Phillips  
521 N Franklin St.  
Mentone, IN 46539

Mr. Phillips has requested a drainage variance to reduce the maintenance easement on the School arm tile of the Swick Meredith ditch to 20 feet in order to place a new home on tract (Key Number 014-151-066) OL 28 CORR PL Tucker Myers & Hackedorn Add. Deed record 208800008219. Transfer date 06/24/2008. Kemper states in order to place this home on the above described tract the tile needs to be relocated per County specifications and at landowners sole expense 20 feet from the South and West property lines and confirms that the tile could be adequately maintained at 20 feet on both sides of the tile. Kemper has given Scott Wallis (future purchaser of this tract and owner of the new home) 4 names of contractors that can relocate this tile. Kemper states that trees and planting would be at risk if planted in the 20 foot right of way. Motion made by Mike Long states that the Drainage Board approved the variance for 20 feet on both sides of the tile, with the stipulation that the tile gets relocated and approved to the Surveyor's specifications prior to the placement of the home and acquiring the building permit. Motion seconded by Jim Scott, and all were in favor.

**Hammond Stutzman Maintenance Hearing:**

The purpose of the hearing today is to increase the annual assessment for a one (1) year period to \$25.50 per acre and a \$25.00 minimum to re-clean and de-brush the open portion of the drain from State Road 19 to where the open drain outlets into the Dausman open drain for an estimated cost of \$13,300 to pay for this project in one year. If approved, the new assessments will go into effect for the May 2015 collection. The following year, May 2016, increase the annual assessments from the current percentage based rate per acre to a flat rate of \$5.00 per acre and a \$25.00 minimum. This collection will be approximately \$2,759.45 per year. The Surveyor's estimate to annually maintain the drain, will be adequate to do brush treatment on a 3 year cycle, re-clean on a 5 year cycle, (if necessary)

and include miscellaneous tile repair. Kemper states that the notice of hearing legal ad appeared in the Warsaw Times Union. One landowner hearing notice was not delivered to Paul Bauer, the post office sticker noted it was not deliverable as addressed and unable to forward. Kemper indicated that the watershed has been adjusted by using the lidar information on the GIS system to get the most accurate watershed possible. Landowner's assessments will be adjusted accordingly.

Landowners present:

Wilber Mast

Ira Nissley

Wilber Mast: Asked about the last time the ditch was cleaned. The ditch ledger was shown to Mr. Mast and costs' to spray the ditch since 2000. He is in favor of the re-clean and asked when the project would begin.

Kemper states that the Board will make the decision about starting this fall after crops and borrow the money from the general drain fund or waiting until the assessments are collected.

Ira Nissley: Commented there is a lot of muck ground and expressed his concerns on how the muck ground would be handled during the clean out process, and requested the spoil be put on the East side of the ditch. Kemper reassured Nissley that we would work with him and the muck ground would be handled carefully.

Mike Long makes a motion to clean the ditch after harvest and borrow the money from the general drain fund, and notes that if the accepted bid from a contractor for this project is less than the Surveyors estimate that the rate per acre be reduced accordingly. Jim Scott seconded the motion, all were in favor.

Jim Scott made a motion to approve the rate per acre at \$25.50 and a minimum of \$25.00 for one (1) year to be collected in May of 2015, and thereafter beginning in May of 2016 to reduce the rate per acre to \$5.00 per acre and to keep the \$25.00 minimum assessment with a 5 year balance. Mike Long seconded the motion, all were in favor.

Jim Scott made a motion to sign the certification to the Auditor for the new assessments, the motion was seconded by Steve Metzger. All were in favor.

#### **Draft of contractor agreement:**

Ron Truex handed out a draft contractor agreement prepared by Chad Miner for review. Truex asked that Kemper review and add any comments for Chad. This will be discussed at the next Drainage Board meeting, August 28, 2014.

#### Claims 7/1/2014:

<u>Vendor</u>	<u>W/O #</u>	<u>Acct.#/Drain</u>	<u>Amount</u>
Kline Trucking	2014.101	2700/Bierce	\$865.70
Hamby & Son	2014.125	2700/Blue, Austin	\$385.00
Hamby & Son	2014.131	2700/Deeds Ck	\$5850.00
Hamby & Son	2014.132	2700/Deeds Ck	\$365.00
LDP Exc	2014.134	2700/Essig	\$1090.00
Hamby & Son	2014.018	1158/Goshert James	\$660.00
Hoene Tiling Inc	2014.140	1158/Leckrone N.	\$1045.60
Wertenberger Tiling	2014.140	1158/Leckrone N.	\$2525.00
Hamby & Son	2014.149	2700/McCleary G.	\$990.00
Hamby & Son	2014.117	1158/Plunge Ck	\$890.00
Hoene Tiling	2014.049	2700/John Pyle	\$998.00
Kline Trucking Inc	2014.049	2700/John Pyle	\$2794.20
Hamby & Son	2014.139	1158/Shanton	\$100.00



Hoene Tiling	2014.019	1158/Shoemaker I.	\$426.96
Kline Trucking Inc	2014.065	1158/Teegarden	\$96.82
Kline Trucking Inc	2014.065	2700/Teegarden	\$65.18
Hamby & Son	2014.114	2700/Walnut Ck.	\$950.00
Hoene Tiling	2014.135	1158/Wyland	\$16.03
Hamby & Son	2014.133	2700/Wyland	\$140.00
Hamby & Son	2014.135	2700/Wyland	\$472.50
Hoene Tiling	2014.133	2700/Wyland	\$24.23
Hamby & Son	2014.116	2700/Wyland	\$660.00
Hamby & Son	2014.136	1158/Wyland	\$265.93
Hamby & Son	2014.136	2700/Wyland	\$504.07
Hamby & Son	2014.115	2700/Wyland	\$385.00

Claims 7/15/2014:

Vendor	W/O #	Acct.#/Drain	Amount
Hamby & Son	2008.160	1158/Cauffman	\$510.00
Hamby & Son	2014.128	1158/Cauffman	\$770.00
Hamby & Son	2014.129	1158/Cauffman	\$275.00
Kent Little		1158/Cauffman	\$2760.00
Everest Exc	2014.152	1158/Danner	\$484.12
Kline Trucking	2014.151	2700/Deeds Ck	\$228.22
Kline Trucking	2014.151	2700/Deeds Ck	\$1928.81
Hoene Tiling	2014.151	2700/Deeds Ck	\$3234.58
Hamby & Son	2014.145	2700/Fluke Hanson	\$440.00
Hohman Exc	2014.119	2700/Funk	\$976.50
Kent Little	2013.059	1158/Haines Alsbaugh	\$118.00
Hamby & Son	2014.146	2700/H.C. Kelly	\$605.00
Dant, Gary	2012.030	1158/Koontz Mary	\$510.00
Hamby & Son	2014.148	2700/McCleary G.	\$1185.00
Hoene Tiling	2014.148	2700/McCleary G.	\$22.74
Carey Exc		2700/Pyle John	\$627.00
Hohman Exc	2013.043	1158/Silveus	\$3950.58
Hohman Exc	2013.098	1158/Silveus	\$413.00
Hohman Exc	2014.094	1158/Silveus	\$236.00
Dant, Gary	2014.024	1158//Swick M.	\$660.00
Hohman Exc		1158/Swick M.	\$1496.00
Dant, Gary	2004.024	2700/Walnut Ck.	\$510.00
Hamby & Son	2014.130	2700/Walnut Ck.	\$715.00
Kline Trucking		2700/Walnut Ck.	\$2767.00
Hohman Exc.		2700/Williamson Sarah	\$236.00
Hoene Tiling	2014.097	1158/Wyland	\$9045.15
Hoene Tiling	2014.13	1158/Wyland	\$22.74
Kline Trucking	2014.097	1158/Wyland	\$6962.05

**Meeting Adjourned:**

Jim Scott made a motion to adjourn the meeting, motion seconded by Steve Metzger.  
All were in favor.

84

**KOSCIUSKO COUNTY DRAINAGE BOARD MEETING  
100 W. CENTER ST. COURTHOUSE  
WARSAW, IN 46580**

August 28, 2014

**PRESENT**

Chairman: Ron Truex  
Vice Chairman: Mike Long  
Steve Metzger  
Jim Scott

Present

Surveyor: Richard Kemper  
Drainage Inspector: Mark Montel  
Drainage Board Secretary: Patti Miner

A motion was made by Jim Scott to approve the minutes and claims of the July 24, 2014 meeting. Mike Long seconded, all were in favor.

**HARRISON/CORWYN/GRADY**

Mr. Kemper gave the Board an update on a decision they made at a hearing back in 2012. The area in question has 12" tile that needs to be replaced. The Harrison/Corwyn/Grady used to be a small collection and did not have the money to do the repair without a reconstruction hearing. Then we had the Coppess hearing back in 2012 that did 2 things. 1. Corrected the watershed. 2. raised the Coppess assessment rate and incorporated the H/C/G into the Coppess drain because it's in that watershed. The H/C/G has had a debt for a couple of years. When the debt is paid off we will stop the collection and they will pay on the Coppess drain. H/C/G is now an arm of the Coppess. Kemper recommend that we do the work needed on the H/C/G and use the money out of the Coppess maintenance fund. The cost for the work should be around \$10,000.

A motion to accept Kemper's recommendation was made by Mike Long, seconded by Jim Scott, all were in favor.

**YELLOW CREEK LAKE:**

Hal Hoffman came before the Board to discuss the dam outlet where the DNR just revamped and re-stabilized the outlet structure.

Mr. Hoffman told the Board that he was notified that the Dam height was not going to change. He went down to the structure the day they were pouring concrete and saw a wooden barrier on each side of the structure which he measured 11% of the Dam width. The DNR put cement in the headwalls and basically shrank the ditch 11%. The height is the same. Mr. Hoffman claims the lake flooding will be worse. He called the State and questioned them about why they put the sides on the Dam and they told him it was for the structure of the Dam.



Mr. Truex asked what the Drainage Board has in all of this. Kemper said the DNR was stabilizing a failing structure in the interest of public safety. Kemper talked to James Emans, Professional Engineer, to look into this matter and give his opinion.  
 A motion was made by Mike Long to have Mr. Emans review the construction and give us his professional opinion. Jim Scott seconded, all were in favor.

**MARKETPLACE UPDATE/Beyer Brady**

Kemper informs the Board that he has contacted James Emans in regards to the unresolved issue of the failing culvert pipe on the Beyer Brady drain in Marketplace. Kemper is seeking City of Warsaw input and possible involvement in forming a plan for a solution for this pipe repair before it completely fails and becomes a public safety issue. It is already becoming a drainage issue. A re-routing of the drain was discussed with the city. The Surveyor's office will coordinate a more thorough investigation with the City of Warsaw and report findings back to the Board.

**NEW BOARD MEMBER:**

The Board asked Mr. Kemper about finding a new member to replace Don Goon. The suitable candidate for the job would be from the northern part of the County. Kemper's recommendation was Dennis Darr. Kemper will talk to Darr and see if he is interested & submit his name to the County Commissioners. They will then decide if he should be appointed.

Mike Long made a motion to adjourn, Jim Scott seconded, and all were in favor.

**Claims:**

July 29, 2014

Hoene Tiling	Armey	\$118.87	2700
Daltons, Inc	Armey	\$8,562.50	2700
Everest Excavating	Armey	\$1,760.85	2700
Hoene Tiling	Armey	\$91.04	2700
Daltons, Inc	Beyer Brady	\$2,055.00	2700
Daltons, Inc	Bierce	\$685.00	2700
Everest Excavating	Coppess	\$440.00	2700
Hoene Tiling	Coppess	\$386.93	2700
Daltons, Inc	Danner	\$1,644.00	2700
Dant, Gary	Danner	\$60.00	2700
Wertenberger Excavating	Deeds Creek	\$13,033.50	2700
Hoene Tiling	Deeds Creek	\$205.55	2700
Hoene Tiling	Deeds Creek	\$259.90	2700
Daltons, Inc	Dorsey, Milton	\$342.50	2700
Daltons, Inc	Eby, Amos	\$342.50	2700

Daltons, Inc	Elder	\$2,055.00	2700
Daltons, Inc	Hammond Stutzman	\$1,027.50	Split Claim
		\$727.82	2700
		\$299.68	1158
Hoene Tiling	Koontz, Mary	\$201.68	1158
Daltons, Inc	Kuhn	\$1,027.50	2700
Daltons, Inc	Leckrone Nelson	\$6,165.00	1158
Daltons, Inc	Maish	\$342.50	2700
Dant, Gary	McCleary Gochenour	\$300.00	2700
Daltons, Inc	Metzger, Joseph	\$2,740.00	1158
Daltons, Inc	Pyle, John	\$685.00	2700
Daltons, Inc	Pyle, John	\$342.50	2700
Daltons, Inc	Robbins Magee	\$1,370.00	1158
Daltons, Inc	Shanton	\$3,425.00	1158
Dant, Gary	Shanton	\$300.00	1158
Hamby & Son Exc	Shatto Cattell	\$275.00	2700
Daltons, Inc	Shoemaker, I.	\$2,740.00	1158
Dant, Gary	Silveus	\$300.00	1158
Hoene Tiling	Silveus	\$779.30	1158
Dant, Gary	Sloan Adams	\$60.00	1158
Dant, Gary	Swick Meredith	\$300.00	1158
Daltons, Inc	Swick Meredith	\$1,712.50	1158
Kline Excavating	Teegarden	\$2,707.10	1158
Kline Excavating	Van Curen	\$619.68	1158
Dant, Gary	Walnut Creek	\$300.00	2700
Daltons, Inc	Westlake Fetters	\$4,110.00	1158
Daltons, Inc	White, Sedalia	\$2,700.00	1158
Daltons, Inc	Wyland	\$685.00	1158
Hoene Tiling	Wyland	\$25.23	1158
Hoene Tiling	Wyland	\$94.43	1158
Kline Excavating	Wyland	\$712.00	1158
August 12, 2014			
Dant, Gary	Danner	\$450.00	2700
Sawyer Excavating	Davisson	\$1,600.00	2700
Evans, Layne	Deeds Creek	\$5,000.00	2700
Dant, Gary	Gay Easterday Robinson	\$300.00	2700
Hamby & Son Excavating	Metzger, Joseph	\$405.00	1158
Dant, Gary	Pole Run	\$300.00	2700
Kline Excavating	Polk, George	\$3,209.00	2700
Dant, Gary	Robinson, G.A.	\$300.00	1158
Dant, Gary	Shatto Cattell	\$150.00	2700
Dant, Gary	Sloan Adams	\$60.00	1158
Dant, Gary	Swick Meredith	\$60.00	1158
Hamby & Son Excavating	Swick Meredith	\$990.00	1158



Hamby & Son Excavating	Swick Meredith	\$440.00	1158
Hamby & Son Excavating	Swick Meredith	\$330.00	1158
Keirn, Jack Excavating	Swick Meredith	\$773.54	1158
Hamby & Son Excavating	Swick Meredith	\$330.00	1158
Sawyer Excavating	Turkey Creek	\$2,475.00	2700
Kline Excavating	Walnut Creek	\$250.00	2700
Hamby & Son Excavating	Williamson, Sarah	\$1,100.00	2700
Hamby & Son Excavating	Williamson, Sarah	\$220.00	2700

#### August 26, 2014

Ransbottom Excavating	Cauffman	\$694.24	1158
Collier Excavating	Deeds Creek	\$191.25	2700
Collier Excavating	Deeds Creek	\$5,360.00	2700
Dant, Gary	Jones, A.P.	\$270.00	1158
Dant, Gary	Koontz, Mary	\$90.00	1158
Dant, Gary	Peterson	\$180.00	1158
Dant, Gary	Peterson	\$90.00	1158
Ransbottom Excavating	Peterson	\$1,090.95	1158
Hoene Tiling	Polk, George	\$1,486.75	1158
Hoene Tiling	Polk, George	\$1,390.42	1158
Kline Excavating	Polk, George	\$2,972.50	1158
Dant, Gary	Sloan Adams	\$270.00	1158
Hamby & Son Excavating	Swick Meredith	\$247.50	1158
Hamby & Son Excavating	Swick Meredith	\$1,155.00	1158
Ransbottom Excavating	Walnut Creek	\$483.20	2700
Ransbottom Excavating	Walnut Creek	\$1,272.20	2700
Ransbottom Excavating	Walnut Creek	\$579.05	2700
Dant, Gary	Westlake Fitters	\$270.00	1158
Dant, Gary	Wyland	\$180.00	1158
Dant, Gary	Wyland	\$90.00	1158

**KOSCIUSKO COUNTY DRAINAGE BOARD MEETING  
100 W CENTER ST COURTHOUSE  
WARSAW, IN 46555**

**September 25, 2014**

**Present**

Chairman: Ron Truex

Vice Chairman: Mike Long

Steve Metzger

Jim Scott

Present:

Surveyor: Richard Kemper, Absent

Assistant Surveyor: Mike Kissinger

Drainage Inspector: Mark Montel

Drainage Board Secretary: Patti Miner

Meeting called to order: Ron Truex

**Claims and Minutes:**

Motion was made by Mike Long to approve the claims and minutes. Motion seconded by Jim Scott. All were in favor.

**Russell Warner Ditch/Variance**

**Gene Baumgartner/T.L. Jackson**

James Jenkins of T. L. Jackson came before the Board asking for a 10ft. variance to build a house on a tract of land that is in the Russell Warner watershed. The tile runs along the East property line of a strip 175x101.75' NW SE 16-34-7, Key #007-064-008.a.

A motion was made by Mike Long to allow a 10' variance for the project, Steve Metzger seconded, all were in favor.

**Yellow Creek Update:**

Kissinger gave the Board an update on the Yellow Creek Lake IDNR dam stabilization project. Kemper wrote a letter to James Emans, P.E. requesting an opinion on potential negative impact from the recent dam repairs. The letter was sent out September 4, 2014.

**Drainage Board Vacancy:**

Dennis Darr has expressed some interest in filling Don Goon's position. He is in the North part of the County. Mr. Truex talked to Mr. Darr and thought he would be a good fit for the Drainage Board.

A motion was made by Mike Long to recommend Mr. Darr to the County Commissioners to replace Don Goon on the Kosciusko County Drainage Board, Jim Scott seconded, all were in favor.

**Marketplace Shopping Center/Beyer Brady Drain:**

Kissinger brought up the Marketplace/Beyer Brady drain project. The City of Warsaw sent James Emans to inspect the pipe at both ends. Kissinger and Jim Moyer did the same thing back in the 90's. There was no change in the condition of the pipe. Emans entered from the Applebee's side and said the pipe was actually in pretty good shape but there are a couple of holes formed in the asphalt and they just dumped stone down into the hole. The Surveyor's office will review findings and video with the City of Warsaw and develop a plan for the construction to resolve the issue. Landowners will be contacted and the Surveyor's office will keep the Board informed of any action needed.



**New Ditch Hearing Schedules:**

Jim Scott suggested to the Board that we look at updating some of our ditch funds that are in debt and get them up to date. Mike Long counted 20 ditches that are in debt \$10,000 or more. He thinks we should start largest and continue to the smallest. Kissinger asked if we should look at the amount of money in debt or the number of years in debt. Truex reviewed the history of previous discussions the Board had concerning this topic. The staff was given the authority at the time to pick and choose the appropriate ditch based on the urgency that it needed to be updated. Mike Long wants to encourage the staff to continue that effort and see more of these ditches brought up to date.

A motion was made by Mike Long to set a time table and attack so many hearings at every meeting or once a month or every quarter. Jim Scott suggested that any ditch in debt more than 5 years should be brought up-to-date as soon as possible. Ron said that if we do 8 a year we will be making pretty good progress. The motion to do 2 hearings a quarter was made, Jim Scott seconded, all were in favor.

Mike Kissinger said there may be some ditches on the list that don't show that they are maybe as many years in debt as another but there is a big project on the horizon. So he asked the Board if they were still giving Kemper the opportunity to make up the list in an order that he would like to have the hearings. The Board acknowledged. When a hearing is set up, the notices need to be sent out 30 days before the hearing date.

**Adjourn:**

Mike Long made a motion to adjourn, Jim Scott seconded, and all were in favor.

**Claims:**

September 9, 2014

Wertenberger Excavating	Deeds Creek	\$2,190.00	2700
Kline Excavating	Hall, Isaac	\$1,153.50	1158
Hoene Tiling	Hall, Isaac	\$342.12	1158
Dant, Gary	Koontz, Mary	\$270.00	1158
Hoene Tiling	Peterson	\$270.00	1158
Kline Excavating	Polk, George	\$3,925.00	1158
Kline Excavating	Silveus	\$6,677.51	1158
Dant, Gary	Wyland	\$270.00	1158
Dant, Gary	Wyland	\$270.00	1158

September 23, 2014

Dant, Gary	Danner	\$270.00	2700
Kline Excavating	Deeds Creek	\$1,980.00	2700
Dant, Gary	Robinson, G.E.	\$270.00	2700
Daltons, Inc	Plunge Creek	\$822.00	1158
Dant, Gary	Pole Run	\$270.00	2700
Ed Boggs Farms	Polk, George	\$362.50	1158
Kline Excavating	Polk, George	\$1,314.00	1158
Dant, Gary	Robinson, G.A.	\$270.00	1158
Hoene Tiling	Silveus	\$301.72	1158
Kline Excavating	Silveus	\$968.27	1158

**KOSCIUSKO COUNTY DRAINAGE BOARD MEETING  
100 W CENTER ST COURTHOUSE  
WARSAW, IN 46555**

**October 23, 2014**

**Present**

Chairman: Ron Truex  
Vice Chairman: Mike Long  
Steve Metzger  
Jim Scott  
Dennis Darr

Present:

Surveyor: Richard Kemper  
Drainage Inspector: Mark Montel  
Gis Technician: Sue Gladieux, filling in for Drainage Board Secretary

Absent:

Drainage Board Secretary: Patti Miner

Meeting called to order: Ron Truex

**Claims and Minutes:**

Motion was made by Jim Scott to approve the claims and minutes from the 26<sup>th</sup> of September, 2014. Motion seconded by Mike Long. All were in favor.

**FLUKE HANSON VARIANCE**

Egg Innovations Organic Feeds LLC PO Box 1275 Warsaw, IN 46581 has requested a variance for the East side of the tile for the following described tract of land: TR E1/2 SW 27-32-7, Key Number 010-107-263.A, Deed Record 2004001733, Transfer date 02/03/2004. The variance request is to build a new truck scale platform within 25 feet of the center of the tile of the Fluke Hanson Drain. The scale is 70 feet in length. A motion was made by Mike Long to approve the variance at 25 feet. Motion seconded by Jim Scott. All were in favor.

**WYLAND PERCEY BERGEN ARM VARIANCE**

Thomas R Lemon & Etal are represented today by Doug Lemon and have requested a variance for 57 feet on the North side of the tile for the following described tract of land: PT E1/2 SE 35-32-6 38.12A, Key Number 003-176-002, Deed Record 200400021278, Transfer Date 12/30/2014. The variance request is to build a pole barn. The Surveyor's office has been in the process of repairing several spots and locating the tile. The landowner measured from one of the repair holes on the tile and came up with the 57 feet from the tile. Ron Truex suggested that if the tile turns out to not be where we think it is that we should make the variance at 50 feet so that they don't have to come back and revisit the variance. Jim Scott made a motion to approve the variance at 50 feet on the South side of the tile for the pole barn. Motion seconded by Mike Long. All were in favor.

**LEX DALTON LETTER**

Kemper has given the Board a letter from Lex Dalton of Dalton Inc which commits to the brush spraying price for 2015 at the same price as 2014 if we get our list of drains to spray to him by December 1<sup>st</sup>, 2014. Kemper said which we can certainly do.

**EPA COMMENT PERIOD EXTENSION**

Comments letter to the Waters of the US rule was extended to November 14<sup>th</sup>, 2014. Kemper sent comments and is informing the Board members if they want to comment themselves.



### **CAUFFMAN RAILROAD PROJECT CLAYPOOL**

We have a formerly a 24" county tile coming up the West side of the railroad heading North. Three to four years ago Claypool was awarded grant money and out of that fund we were able to get the county tile increased to a 48" pipe from just South of Section Street all the way to the railroad where it crosses the railroad and dumps into the open portion of the Cauffman drain. The situation is we have a 48" tile running into the old 24" tile under the railroad (SE1/4 17-31-6) that was failing. So we put in a request to the railroad for a 48" pipe, but because of the fiber optic cables in the area the railroad asked if (2) 36" pipes would be ok. Kemper agreed. It is the railroad's responsibility to keep these pipes free from debris, but if something does block these pipes and the railroad can't get to it in a timely manner, the Surveyor's office and/or the town of Claypool will go in and clear the blockage and could be changed to the railroad.

### **SHATTO CATTELL**

A few years ago we along with NRCS and Nature Conservancy completed a 2 stage ditch project from ST Rd 19 upstream to just North of CR 100 S. Kemper has been in contact with the Nature Conservancy about continuing the 2 stage construction upstream. The TNC is seeking grant money to continuing the next 3 miles, more or less, in phases. Kemper states the next phase of construction, hopefully in 2015, needs to extend at a minimum to the East line of Section 32-32-4, at an estimated \$1.00/foot. Kemper asks the Board for approval to commit \$15,000 from 2015 through 2017 toward project costs. Mike Long suggested the ditch be re-located to shorten length. Kemper said he would run it past the Nature Conservancy, but wasn't sure whether they would participate in re-routing the ditch. Kemper will contact TNC and report to the Board at the next meeting. Kemper asks if their answer is no, does the Board still want to continue with cost sharing the 2 stage process? The consensus of the Board is yes. The county and TNC will need 100% approval of landowners abutting the ditch otherwise a hearing before the Board of affected landowners would be required.

### **OLDFATHER**

Ted Parker is concerned with drainage capacity affecting his land on the West side of CR 500 W. The last 200' of tile on the Melvin Johnson property 12" before it enters the open ditch, but is restricted by a 10" tile through County Road 500 West. The County Highway, at the Surveyor's request is going to replace this with an 18" tile. This last 200' of 12" will need upsized to 18" at some point. The pipe cost is approximately \$2,000. Parker has offered to install the tile if the County will pay for the pipe. This Drain is in debt about 15 years at the present time and needs a hearing to raise annual maintenance assessments. JD Parker (contractor) is going to give us an estimate for installation. Kemper estimates the cost of labor at about \$1000.00. Kemper also informed the Board that the 12" tile is still working, and water is flowing, so this is not an emergency situation. Mike Long suggests and the consensus of the Board is that we put this on hold until the upcoming maintenance increase hearing and get the ditch in better shape financially. If Parker's want to go ahead with the project at their expense the Board has no objection.

### **OLDFATHER MAINTENANCE HEARING PROPOSAL**

A motion was made by Mike Long and seconded by Jim Scott to set the proposed rate at \$5.00 per acre with a \$25.00 minimum to be collected for a 6 year balance. The hearing will be scheduled for January 22, 2015 at 9:00 a.m. All were in favor.

### **STONEBURNER PUTNEY MAINTENANCE HEARING PROPOSAL**

Kemper recommends a hearing for the Stoneburner Putney annual maintenance fund. Discussion centered on including or not including the area North of McKenna Rd. for annual maintenance. Currently landowners are not assessed and no maintenance by the County has been done from McKenna Rd to the Lake. This was a result of landowner wishes at the

initial hearing on July 22, 1982. After discussion a motion was made by Dennis Darr and seconded by Mike Long to set the proposed rate of \$3.00 per acre with a \$25.00 minimum to be collected for a 6 year balance and stop assessments at McKenna Road. The hearing will be scheduled for January 22, 2015 at 9:00 a.m. All were in favor.

The meeting was adjourned by Ron Truex.

#### **October 7, 2014**

Dant, Gary	Cauffman	\$420.00	1158
Ed Boggs Farms	Deeds Creek	\$320.00	2700
Good Excavating	Fleugle	\$7,655.00	2700
Hoene Tiling	Shilling, Wm.	\$275.37	1158
Hoene Tiling	Shilling, Wm.	\$136.93	1158
Dant, Gary	Shilling, Wm.	\$180.00	1158
Dant, Gary	Silveus	\$300.00	1158
Dant, Gary	Silveus	\$150.00	1158
Hoene Tiling	Silveus	\$963.92	1158
Kline Excavating	Silveus	\$3,899.97	1158
Hoene Tiling	Swick Meredith	\$673.08	1158
Wertenberger Exc	Swick Meredith	\$680.00	1158
Dant, Gary	Swick Meredith	\$360.00	1158
LDP Excavating	Van Curen	\$2,687.50	1158
Kline Excavating	Walnut Creek	\$175.00	2700
Hamby & Son Exc.	Walnut Creek	\$405.00	2700
Kline Excavating	Walnut Creek	\$827.00	2700

#### **October 21, 2014**

Dant, Gary	Silveus	\$330.00	1158
Dant, Gary	Swick Meredith	\$240.00	1158
Kline Excavating	Wyland	\$1,069.00	1158
Dant, Gary	Cauffman	\$90.00	1158
Beechy's Backhoe	Conrad, Wm.	\$755.00	2700
Kline Excavating	Deeds Creek	\$3,024.50	2700
Kline Excavating	Plunge Creek	\$452.50	1158
Dant, Gary	Shanton	\$210.00	1158
Hamby & Son Exc.	Shanton	\$270.00	1158
Dant, Gary	Shilling Wm.	\$480.00	1158



**KOSCIUSKO COUNTY DRAINAGE BOARD MEETING  
100 W. CENTER ST  
WARSAW, IN 46580  
574-265-2620**

**November 20, 2014**

Ron Truex, Chairman – Absent  
Mike Long, Vice Chairman  
Jim Scott  
Steve Metzger  
Dennis Darr

Present:  
Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

Mike Long called the meeting to order.

Motion was made by Jim Scott to approve the claims and minutes from the October 23<sup>rd</sup> meeting. Steve Metzger seconded, all were in favor.

**Stoneburner Putney watershed discussion:**

Kemper explained to the Board that the Stoneburner Putney Ditch will be going to hearing in January 2015 for a maintenance increase. The notices will be mailed December 23, 2014. We talked about not assessing North of McKenna road which is largely the current situation. Since the last meeting we realize that some North of McKenna Road is being assessed. Dean Miner and a few others have been paying a \$5.00 a year assessment. Kemper took another look at the area of Miner's property from McKenna road to the lake. He thinks we should be performing at least limited maintenance i.e. deadfall removal, bank stabilization, obstruction removal, etc. in this area. Mr. Miner gave a little history of the situation and thinks it needs to have work done. Kemper's recommendation is to take in the area from McKenna road to the channel into the assessed watershed.

Jim Scott made a motion to accept Kemper's recommendation, Mike Long seconded, and all were in favor.

**Yellow Creek Lake Update:**

Kemper updated the Board on the Hal Hoffman concern about the DNR's recent construction on the Yellow Creek Lake dam. Kemper handed out the letter and calculations that James Emans (Emans Engineering) provided to the Board with his opinion as to what effect the new construction will have on raising Yellow Creek Lake levels. His report indicates an insignificant impact to lake level. His report will be on file in the Surveyor's Office.

**Shatto Cattell Update on 2 Stage Ditch:**

Kemper updated the Board on the proposed extension of the 2 stage ditch project with the Nature Conservancy approximately 1 mile in length. The grant application for funding has been submitted and is receiving favorable review. Mike Long poses the question, does the Nature Conservancy cost share 2 stage ditches if we were to re-route it in a new route and not follow the old route? Kemper is fairly confident that TNC would not cost share a re-route but will contact Kent Wamsley from the TNC and confirm this.

**Whitley County Waiver for Cal Koontz Main Line, Koontz Branch 18 and Guy Drains.**

Whitley County is going to have hearing on 3 different joint drains. Koontz Branch 18, Cal Koontz main line & Guy 234 to raise the assessment rates in lieu of a reconstruction. Three different drains, joint drains & watersheds cross the County line. We pay Whitley County; Whitley County has been maintaining these drains. Watershed totals in our County are 96

acres, 130 acres and 29 acres. Whitley has 80% of the watershed and 90% of the drain length and therefore the Grant application for funding has been submitted and is receiving favorable review. They are asking our Board to waive their rights.

Jim Scott made a motion of waive our rights to these hearing, Dennis Darr seconded, and all were in favor.

#### **Nevin McConnell Bid Letting:**

Kemper reported that we have all of our bids in for the de-brushing project through the town of Syracuse and to the upper end of the main. We only received 2 bids, one from LDP for \$70,000 and Don's Excavating at \$40,000. Don's Excavating was awarded the bid.

The next drains being reviewed for hearings are Isaac Hall & Sloan Adams. They will tentatively be scheduled for February 2015.

Kemper handed out copies for the Board's review of the Army Corps/IDEM joint public notice of proposed rule changes. The changes could result in significant new restrictions and delays in the permitting process.

A motion to adjourn was made by Jim Scott and seconded by Dennis Darr, and all were in favor.

#### **Claims:**

##### **November 3, 2014**

Kline Excavating	Bierce	\$1,293.04	2700
Kline Excavating	Cauffman	\$2,320.67	1158
Hamby & Son Excavating	Cauffman	\$405.00	1158
Everest Excavating	Coppess	\$3,870.00	2700
Dirt Worx	Koontz, Mary	\$205.00	1158
Dant, Gary	Shanton	\$480.00	1158
Dirt Worx	Shilling, Wm.	\$2,367.50	1158
Dant, Gary	Shilling, Wm.	\$480.00	1158
Dant, Gary	Silveus	\$300.00	1158
Kline Excavating	Sloan Adams	\$984.50	1158
Emans Engineering	Swick Meredith	\$375.00	1158
Dant, Gary	Swick Meredith	\$300.00	1158
Hamby & Son Excavating	Teegarden	\$315.00	1158
Hamby & Son Excavating	Walter Phillips	\$1,060.00	2700
Hamby & Son Excavating	Welch, James	\$450.00	2700

##### **November 18, 2014**

Hamby & Son Excavating	Cauffman	\$330.00	1158
Kline Excavating	Deeds Creek	\$1,962.50	2700
Kline Excavating	Deeds Creek	\$3,825.00	2700
Dant, Gary	Elder	\$300.00	2700
Everest Excavating	Long, Cy	\$190.00	1158
LDP Excavating	Maish	\$1,606.50	2700
Hamby & Son Excavating	McCleary Gochenour	\$407.24	2700
Dant, Gary	McConnell, Nevin	\$420.00	2700
Kline Excavating	Plunge Creek	\$505.00	1158
Hamby & Son Excavating	Plunge Creek	\$2,035.00	1158
Hoene Tiling	Plunge Creek	\$332.22	1158
Dant, Gary	Shanton	\$300.00	1158
Kline Excavating	Shatto Cattell	\$671.00	2700
Kline Excavating	Silver Creek	\$550.00	2700
Hoene Tiling	Silveus	\$68.80	1158
Dant, Gary	Silveus	\$210.00	1158
Hamby & Son Excavating	Silveus	\$220.00	1158
Hamby & Son Excavating	Smith, Mark	\$330.00	1158



Hamby & Son Excavating	Swick Meredith	\$385.00	1158
Wertenberger Excavating	Swick Meredith	\$1,050.00	1158
Hoene Tiling	Teegarden	\$313.99	1158

96  
**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580**

**January 22, 2015**

**Board Members Present:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Steve Metzger, Member  
Jim Scott, Member  
Dennis Darr, Member

Richard Kemper, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary  
Sue Gladioux, GIS Tech.

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting. Mike Long seconded, all were in favor.

**OLDFATHER DITCH HEARING:**

Mr. Kemper explained the first order of business will be the public hearing for the annual assessment on the Oldfather Drain. There were no landowners present. The current assessment is \$1.25 an acre and \$5.00 minimum. The proposal for this hearing is \$5.00 an acre and \$25.00 minimum. Kemper had Sue (GIS Tech) show the Drainage Board a map of the Oldfather ditch and the watershed. The Oldfather drain is west of Silver Lake from State Road 14 and flows south and ends up in Silver Creek. There is approximately 380 acres total, 11,000 feet of tile and only 200 feet of open drain. The landowners want to see the lower 200 feet enlarged from the open ditch to the road and our estimate to do this work is approximately \$3,000. This is part of the reason for this hearing but it also needs to pay off debt and be able to address repairs in the future. No specific project is in place other than likely tile repairs and replacing the bottom 200 feet of tile down to the open ditch.

Kemper made a recommendation to approve the new assessment rate at \$5.00 an acre and a \$25.00 minimum and carry an 8 year balance.

Mike Long made a motion to accept Kemper's recommendation, Jim Scott seconded, all were in favor.

**STONEBURNER-PUTNEY DITCH HEARING:**

The proposal is to raise the annual assessment rate from \$1.88 an acre to \$3.00 an acre and the minimum assessment from \$5.00 to a \$25.00 minimum. There were 2 letters of objection. Kemper has talked to both landowners and he thinks their questions have been answered. There are not any specific projects planned for Stoneburner-Putney drain. It is simply a matter of being able to make typical repairs that are needed. The watershed area is about 2500 acres. There are 3 1/2 miles of open ditch and 9 miles of tile drain. The 9 miles of tile drain needs constant repairs. Kemper reviewed other typical maintenance activities associated with the open ditch portion. The "affected" watershed subject to assessment is also proposed to include the area from McKenna road to the lake. Kemper explains that maintenance from McKenna to the will focus primarily on log jams and other obstruction removal, and possible bank



stabilization. No "dredging" is planned or at this point required. The total annual collection is now \$4,800 a year. Right now the ditch is in debt \$23,000.

James Hodson came before the Board saying he has had water up to his house 4 times in 2013 from the water being out of its banks. Nothing has ever been done to that portion of the ditch. He has been doing the work himself.

Alan Biltz came before the Board with his concerns regarding an open ditch (private arm). He is South of McKenna road. He has done a lot of the tile work on his farm. After large storm events water floods across the road. Kemper offers to look at the road crossing but indicates the Board does not maintain this private arm.

Kemper recommended that the Board raise the assessment rate to \$3.00 an acre and a \$25.00 minimum and collect to an 8 year balance.

Mike Long mad a motion to accept Kemper's recommendation, Steve Metzger seconded, all were in favor. Jim Scott abstained.

**ADJOURN:**

Jim Scott made a motion to adjourn, Mike Long seconded, all were in favor.

**CLAIMS:**

**December 2, 2014**

Kline Excavating	Polk, George	\$2,639.00	1158
Kline Excavating	Pyle, John	\$745.00	2700
Hamby & Son Excavating	Silveus	\$1,000.00	1158
Hoene Tiling	Silveus	\$355.94	1158
Hamby & Son Excavating	Swick Meredith	\$472.50	1158
Hoene Tiling	Swick Meredith	\$199.99	1158

**December 16, 2014**

Hoene Tiling	Alspaugh, Haines	\$184.83	1158
Hamby & Son Excavating	Cauffman	\$415.00	1158
Hamby & Son Excavating	Cauffman	\$785.00	1158
Superior Excavating	Deeds Creek	\$2,311.50	2700
Dant, Gary	Elder	\$600.00	2700
Kline Excavating	Garber, Josiah	\$2,561.40	2700
Hoene Tiling	Garber, Josiah	\$196.46	2700
Hoene Tiling	Garber, Josiah	\$668.98	2700
Hamby & Son Excavating	Keefer Evans	\$950.00	2700
Dant, Gary	McConnell, Nevin	\$600.00	2700
Kline Excavating	Polk, George	\$1,645.22	1158
Dant, Gary	Shanton	\$600.00	1158
Hoene Tiling	Silveus	\$442.96	1158
Dant, Gary	Silveus	\$300.00	1158
Hoene Tiling	Solomon Sechrist	\$90.74	1158
Kline Excavating	Solomon Sechrist	\$860.00	1158
Hamby & Son Excavating	Swick Meredith	\$3,360.00	1158
Hoene Tiling	Swick Meredith	\$1,368.81	1158
Wertenberger Excavating	Swick Meredith	\$1,700.00	1158
Elkhart Gravel	Turkey Creek	\$1,143.26	2700
Kline Excavating	Walnut Creek	\$2,832.43	2700
Ransbottom Excavating	Walnut Creek	\$3,518.66	2700
Hoene Tiling	Westlake Fetters	\$230.45	1158
Kline Excavating	Westlake Fetters	\$719.59	1158
Hamby & Son Excavating	Williamson, Sarah	\$2,700.00	1158

**December 30, 2014**

Everest Excavating	Armey	\$1,057.50	2700
Everest Excavating	Danner	\$740.16	2700
Everest Excavating	Danner	\$491.89	2700
Wertenberger Exc.	Deeds Creek	\$345.02	2700
Hamby & Son Exc.	Goshert, James	\$472.50	1158
Hamby & Son Exc.	Omar Neff (Jeff)	\$450.00	2700
Hamby & Son Exc.	Omar Neff (Jeff)	\$1,125.00	2700
Hoene Tiling	Omar Neff (Jeff)	\$215.19	2700
Hoene Tiling	Omar Neff (Jeff)	\$172.38	2700
Kline Excavating	Swick Meredith	\$837.50	1158
Hamby & Son Exc.	Swick Meredith	\$810.00	1158
Hamby & Son Exc.	Walnut Creek	\$385.00	2700
Hamby & Son Exc.	Welch, James	\$945.00	2700
Kline Excavating	Walnut Creek	\$2,304.00	2700

**January 13, 2015**

Kline Excavating	Alsbaugh, Haines	\$2,582.61	1158
Superior Excavating	Deeds Creek	\$1,140.00	2700
Hoene Tiling	Gay Easterday	\$348.84	2700
Hoene Tiling	Gay Easterday	\$813.01	2700
Hamby & Son Exc.	Plunge Creek	\$945.00	1158
Hoene Tiling	Silveus	\$56.29	1158
Kline Excavating	Silveus	\$974.00	1158



**KOSCIUSKO COUNTY  
DRAINAGE BOARD  
100 W CENTER ST.  
WARSAW, IN 46580**

February 26, 2015

**Board Members Present:**

Ron Truex, President  
Jim Scott, Member  
Steve Metzger, Member  
Dennis Darr, Member  
Absent: Mike Long

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**Claims & Minutes**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Steve Metzger seconded, and all were in favor

**Pacemaker/Tranter**

**Variance/Kuhn Ditch**

Kemper presented to the Board a variance request by Pacemaker Builders that involves the Kuhn ditch. Karl Graber is the representative for Jim Tranter who wants to build a self storage building no closer than 50 feet from our tile drain. Plans also included construction of a storm water detention basin. Kemper explains that the tile is very deep in this area and anything closer than 50' would be risky. Kemper does recommend approval for no closer than 50'. This would include the detention basin and the base of any side slope fill.

Jim Scott made the motion to accept Kemper's recommendation, Dennis Darr seconded. All were in favor.

**Reconstruction Funding Discussion**

Kemper updated the Board on potential reconstruction projects. He identified at least 7 drains in need of reconstruction ranging in cost from \$40,000 to \$250,000. A total estimate is in the range of \$150,000. Actual landowner petitions have not yet been received. Funding options were discussed. Kemper suggests a request for an appropriation from County General to General Drain Improvement fund may be needed in the future. This would require County Council approval. No recommendation was made at this time, to be discussed later.

**Shatto Cattell Update**

Kemper and Mike Long met with NRCS, Nature Conservancy, and Notre Dame's Jennifer Tank last Friday on the two stage ditch project for Shatto Cattell. There will be new surveys done on the ditch to get new grades and bench marks. The only thing he is considering right now is if the ditch will need to be re-cleaned as part of the two stage project. Kemper and Long will update the Board following the next planning meeting.

**Being no further business Jim Scott moved to adjourn the meeting. Steve Metzger seconded the motion, all were in favor.**

**CLAIMS:**  
**January 27, 2015**

Kline Excavating	Koontz, Mary	\$422.41	1158
Wertenberger Excavating	Koontz, Mary	\$7,142.50	1158
Hoene Tiling	Plunge Creek	\$916.06	1158
Kline Excavating	Plunge Creek	\$2,412.20	1158
Dant, Gary	Silveus	\$330.00	1158
Kline Excavating	Swick Meredith	\$409.00	1158
Hoene Tiling	Swick Meredith	\$221.48	1158
Dant, Gary	Walnut Creek	\$90.00	2700
Hoene Tiling	Koontz, Mary	\$420.03	1158
Hoene Tiling	Koontz, Mary	\$29.87	1158
Hoene Tiling	Koontz, Mary	\$510.27	1158
Hoene Tiling	Koontz, Mary	\$6,381.41	1158
Hoene Tiling	Koontz, Mary	\$39.83	1158
Dant, Gary	Danner	\$180.00	2700

**February 10, 2015**

Dant, Gary	Cauffman	\$90.00	1158
Everest Excavating	Omar Neff (Jeff)	\$1,655.25	2700
Wertenberger Exc.	Plunge Creek	\$2,500.00	1158
Dant, Gary	Shanton	\$120.00	1158
Dant, Gary	Silveus	\$330.00	1158

**February 24, 2015**

LDP Excavating	Hammond Stutzman	\$5,475.00	1158
Hohman Excavating	Swick Meredith	\$3,982.00	1158



KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580

April 23, 2015

**PRESENT:**

Ron Truex, Chairman (Absent)  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member  
Dennis Darr, Member

Mike Kissinger, Assistant Surveyor  
Richard Kemper, Surveyor (Absent)  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**MINUTES & CLAIMS:**

Jim Scott made a motion to approve the minutes and claims of the last meeting.  
Dennis Darr seconded, all were in favor.

**Variance/Fluke Hanson**

**Lots 3 & 4 Blk 1 Reeds Add K#010-107-190**

Jesse Howard, agent for Granite Ridge Builders, Inc. appeared before the Board to ask for a variance for new construction within the 75' drainage easement of the Fluke Hanson drain. They would like to put the structure no nearer than 38' from the centerline of the tile. Steve Metzger made a motion to grant the variance at 38', Dennis Darr seconded, all were in favor.

**Variance/Fleugle:**

**Tr N1/2 N1/2 SW 33-34-5 .53A K#023-091-002.A**

**Tr N1/2 N1/2 SW 33-34-5 3.03A K#023-091-002.BB**

**Myron Miller to: Stephen L. Miller (Contract)**

Vernon Miller, representative for Stephen Miller, appeared before the Board requesting a variance for new construction within the 75' drainage easement of the Fleugle drain. Kissinger asked what Kemper had discussed with him when they had met. Miller said they weren't sure at the time where the drain was but thought 25' to 30' would be possible. Kissinger said that if the Board would grant 33', it would be up to the builder to locate the tile and build accordingly. Montel recommended granting a 33' variance, Jim Scott made the motion, and Dennis Darr seconded. All were in favor.

**Variance/VanCuren:**

**Pt NE SW 17-32-7 30A K#009-067-003**

**Pt NW 17-32-7 64.99A K#009-066-001**

**Serenity Golf Club LLC**

Dale Custer, representing Serenity Golf Club LLC, appeared before the Board asking for a variance for "future development" within the 75' drainage easement. He is asking for a variance to reduce the 75' drainage easement to 40'. There will not be a building built on this property it's mainly to dig ponds closer to the ditch than 75'. He is going to harvest peat. Long asked if the trees were going to be removed and Mr. Custer said he wants to harvest as much peat as possible so he will remove them. Scott wanted

to know what kind of soil they were dealing with in that area. There is peat and muck. When all this work is done, it will be lake. Long and Scott were concerned about the stability of the banks. They also think a 40' variance may not be enough. Long doesn't think we could get an excavator in there to clean the ditch. There was a lot of discussion on this topic so Kissinger thought it would be best to wait until Kemper is back and table this until the May meeting. Everyone was in agreement.

#### Hearings:

Long would like the Board to consider having a couple of hearings next month or the following month. He would like to make a motion to have hearings on the Isaac Hall and the Yeagley ditch at the June meeting.

#### Adjourn:

Steve Metzger made a motion to adjourn, Jim Scott seconded, all were in favor.

#### CLAIMS:

##### March 10, 2015

Kline Excavating	Omar Neff Jeff	\$8,706.00	1158
Hoene Tiling	Omar Neff Jeff	\$11,133.87	1158

##### March 24, 2105

Hoene Tiling	Bierce	\$295.80	2700
MM Drainage, Inc	Coppess	\$8,378.04	2700
MM Drainage, Inc	Danner	\$812.04	2700
Kline Excavating	Danner	\$1,984.75	2700
Dant, Gary	Deeds Creek	\$270.00	2700
Dant, Gary	Elder	\$120.00	2700
Kline Excavating	Fleugle	\$1,843.75	2700
Kline Excavating	Garber, Josiah	\$1,67.50	1158
Dant, Gary	McConnell, Nevin	\$120.00	2700
Kline Excavating	Nickler Arm	\$1,188.00	2700
Kline Excavating	Omar Neff Jeff	\$2,311.96	2700
Hoene Tiling	Omar Neff Jeff	\$43.32	2700
Hoene Tiling	Omar Neff Jeff	\$419.53	2700
Dant, Gary	Shanton	\$120.00	1158

##### April 7, 2015

Hohman Excavating	Alexander, Luhr	\$420.00	2700
Hoene Tiling	Bierce	\$221.48	2700
Hamby & Son Excavating	Danner	\$520.00	2700
Hoene Tiling	Danner	\$422.11	2700
Hamby & Son Excavating	Deeds Creek	\$2,035.00	2700
Kline Excavating	Deeds Creek	\$3,782.50	2700
Hamby & Son Excavating	Fleugle	\$330.00	2700
Kline Excavating	Garber, Josiah	\$1,775.00	1158
Hamby & Son Excavating	Gilliam, Fred	\$580.00	1158
LDP Excavating	Hammond Stutzman	\$5,475.00	1158
Kline Excavating	Kinney	\$5,332.47	2700
Hamby & Son Excavating	Omar Neff (Jeff)	\$1,565.00	2700
Hamby & Son Excavating	Peterson	\$440.00	1158
Hamby & Son Excavating	Swick Meredith	\$472.50	1158



**April 21, 2015**

Good Excavating	Bierce	\$1,695.00	2700
Kline Excavating	Deeds Creek	\$2,314.00	2700
Dant, Gary	Deeds Creek	\$30.00	2700
Ed Boggs Farms	Deeds Creek	\$1,200.00	2700
Hoene Tiling	Deeds Creek	\$365.78	2700
Kline Excavating	Deeds Creek	\$4,854.50	2700
Kline Excavating	Doke	\$4569.84	2700
Kline Excavating	Doke	\$30.16	1158
Dant, Gary	Elder	\$90.00	2700
Hoene Tiling	Elder	\$1,993.32	2700
LDP Excavating	Faulkner	\$5,200.00	1158
Hoene Tiling	Gay Easterday	\$2,462.24	2700
Hoene Tiling	Gay Easterday	\$37.44	2700
Hoene Tiling	Gay Easterday	\$1,426.07	2700
Hoene Tiling	Gay Easterday	\$1,461.91	2700
Hoene Tiling	Gay Easterday	\$160.32	2700
Hoene Tiling	Gay Easterday	\$722.03	2700
Good Excavating	Gay Easterday	\$9,755.00	2700
Everest Excavating	Hall, Isaac	\$309.20	1158
Hoene Tiling	Kinney	\$1,497.89	2700
Hoene Tiling	Kinney	\$1,106.92	2700
Hamby & Son Excavating	Koontz, Mary	\$1,562.50	1158
Hamby & Son Excavating	Leckrone Nelson	\$540.00	1158
Hamby & Son Excavating	Miller, J.L.	\$1,270.00	1158
Hoene Tiling	Miller, J.L.	\$765.77	1158
Elkhart County Gravel	Omar Neff (Jeff)	\$183.24	2700
Hoene Tiling	Omar Neff (Jeff)	\$460.00	2700
Hoene Tiling	Omar Neff (Jeff)	\$396.66	2700
Hoene Tiling	Omar Neff (Jeff)	\$243.53	2700
Hoene Tiling	Omar Neff (Jeff)	\$751.03	2700
Hoene Tiling	Omar Neff (Jeff)	\$475.00	2700
Hoene Tiling	Omar Neff (Jeff)	\$4,471.74	2700
Hamby & Son Excavating	Pole Run	\$1,005.00	2700
LDP Excavating	Preston Miles	\$5,600.00	2700
Dant, Gary	Shanton	\$30.00	1158
Hoene Tiling	Swick Meredith	\$939.67	1158
Hamby & Son Excavating	Swick Meredith	\$595.00	1158
Hoene Tiling	Swick Meredith	\$88.98	1158
Hamby & Son Excavating	Van Curen	\$1,080.00	1158
Dant, Gary	Walnut Creek	\$240.00	2700
Dant, Gary	Walnut Creek	\$90.00	2700
Dant, Gary	Walnut Creek	\$90.00	2700
Hamby & Son Excavating	Walnut Creek	\$810.00	2700
Ed Boggs Farms	Wyland	\$105.00	1158
MM Excavating	Yeager, Andrew	\$304.49	1158

**May 4, 2015**

Everest Excavating	Coppess	\$441.00	2700
Everest Excavating	Danner	\$9,400.00	2700
Kline Excavating	Metzger, Joseph	\$493.00	1158
Hamby & Son Excavating	Metzger, Joseph	\$405.00	1158
Hamby & Son Excavating	Metzger, Joseph	\$405.00	1158
Hoene Tiling	Metzger, Joseph	\$110.74	1158

Everest Excavating	Omar Neff (Jeff)	\$1,118.82	2700
Hoene Tiling	Omar Neff (Jeff)	\$203.25	2700
G & G Hauling & Excavating	Omar Neff (Jeff)	\$185.84	2700
Everest Excavating	Omar Neff (Jeff)	\$11,660.87	2700
Everest Excavating	Omar Neff (Jeff)	\$3,758.63	1158
Kline Excavating	Pyle, John	\$356.37	2700
Hoene Tiling	Silveus	\$68.80	1158
Hamby & Son Excavating	Silveus	\$460.00	1158
Kline Excavating	Smith, Mark	\$939.14	1158
Hoene Tiling	Smith, Mark	\$707.56	1158
Everest Excavating	Stoneburner	\$1,200.00	1158
Hamby & Son Excavating	Swick Meredith	\$405.00	1158
Hamby & Son Excavating	Walnut Creek	\$865.00	2700
Hoene Tiling	Walnut Creek	\$906.78	2700
Hamby & Son Excavating	Welch, James	\$1,765.00	2700
Kline Excavating	Wyland	\$1,102.40	1158
 May 19, 2015			
Kline Excavating	Alspaugh, Haines	\$5,249.25	1158
Hoene Tiling	Alspaugh, Haines	\$1,272.09	1158
Good Excavating	Danner	\$1,900.00	2700
Art & Sons Excavating	Deeds Creek	\$252.00	2700
Kline Excavating	Deeds Creek	\$2,015.00	2700
Hamby & Sons Excavating	Deeds Creek	\$720.00	2700
Kline Excavating	Dorsey, Milton	\$488.00	2700
Dant, Gary	Elder	\$150.00	2700
Hoene Tiling	Leckrone Nelson	\$141.51	1158
Dant, Gary	McConnell, Nevin	\$90.00	2700
Dant, Gary	McConnell, Nevin	\$240.00	2700
Elkhart County Gravel, Inc	Omar Neff (Jeff)	\$172.62	1158
Hoene Tiling	Peterson	\$66.05	1158
Wertenberger Excavating	Plunge Creek	\$1,000.00	1158
Wertenberger Excavating	Pyle, John	\$1,080.00	2700
Hamby & Son Excavating	Pyle, John	\$382.50	2700
Hamby & Son Excavating	Schue, Elizabeth	\$220.00	1158
Dant, Gary	Shanton	\$90.00	1158
Hamby & Son Excavating	Shatto Cattell	\$540.00	2700
Hamby & Son Excavating	Shatto Cattell	\$405.00	2700
Kline Excavating	Shatto Cattell	\$1,440.78	2700
Hamby & Son Excavating	Silveus	\$1,850.00	1158
Hamby & Son Excavating	Swick Meredith	\$652.50	1158
Little, Kent	Tucker, Will	\$4,471.25	2700
Hoene Tiling	Van Curen	\$71.44	1158
Hamby & Son Excavating	Van Curen	\$785.00	1158
Hoene Tiling	Welch, James	\$1,363.04	2700
Hamby & Son Excavating	Welch, James	\$540.00	2700
Kline Excavating	Welch, James	\$28.45	2700
Kline Excavating	Welch, James	\$2,632.29	1158
Kline Excavating	Williamson, Sarah	\$499.75	2700



KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580

May 28, 2015

**Board Members Present:**

Ron Truex, Chairman (Absent)  
Mike Long, Vice Chairman  
Dennis Darr, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

**CLAIMS & MINUTES:**

Jim Scott made a motion to approve the minutes and claims of the last meeting, Dennis Darr seconded, all were in favor.

**RE-ROUTE VAN CUREN DRAIN/Dale Custer**

Kemper reported to the Board that Mr. Custer's request for a variance for future development within the 75' drainage easement has been withdrawn. He now wants to eliminate the "thumb" of the ditch on the South side the Serenity Golf Club property. (TR NW 17-32-7 64.99A K#009-066-001) He wants approval to straighten a portion of open ditch approximately 450 feet in length. This will be at the "Y" of the arm from the northeast of the main ditch. Kemper will provide the specifications that will need to be followed. Dennis Darr made a motion to accept the re routing of the Van Curen ditch, Jim Scott seconded, all were in favor.

**NRCS/Lee Norris – Austin Blue ditch**

**Wetland Project**

Kemper informed the Board that the next item on the agenda will be a request for a wetland restoration that will bisect our tile on the Austin Blue tile ditch system. Chad is not seeking formal approval today but would like Board input on the chances of any approval before putting a lot of time and effort into formal plans. Chad Schotter, NRCS and Lee Norris, landowner came before the Board to explain a project they are proposing for a wetland restoration on the Lee Norris property. The property is located south of Mentone, 500S and 1200W per Chad's estimation. The actual wetland area has 89 acres of drainage area. At the road there is 305 acres that drain to the 12" tile. Surface runoff is only 89 acres that goes to the drain. Preliminary plans with elevations were presented. In summary, the intent is to "cut" the tile and let it outlet freely on the surface into the elevated wetland pool area and discharge back into the tile near the south side of CR 500S. Kemper presented elevation data that shows substantial fall from the project area easterly to the road and beyond. This could allow the tile to be plugged and "daylight" the outlet on the east side of the proposed wetland without impacting other properties. Kemper stresses however the area needs investigated to ensure no private tile arms exist from the north side of the road that could impact drainage on the north side of CR 500S. Kemper's other concern was to provide "storage detention" after restoration to approximate the storage that now occurs from the natural depression area. Discussion was made of this issue. Chad indicates they cannot provide equal detention without impacting Mr. Norris' buildings on the property because the water elevation would be too high. Mr. Schotter needs to know if the Board wants to sign off and OK the design as he has it now or if the Board would say no, you can't provide the



106  
storage. Mr. Long said as far as he is concerned if the downstream landowners will sign off then they could proceed with the design as is. Long motioned to grant Chad and Mr. Norris permission for the restoration contingent upon signatures of landowners downstream to the open ditch as well as the landowner on the north side of 500S adjacent to the area. Chad/Mr. Norris would come back to the Board with proper signatures for final approval. Jim Scott seconded the motion, all were in favor.

#### HEARINGS TO RAISE RATES:

##### YEAGLEY:

Kemper asks direction from the Board on a proposed rate increase. Kemper is also checking to see if proportional area of the watershed will allow Fulton Co. to waive if they choose. It is possible it may need to be a joint drain hearing. The Board would like to see a July or August hearing timeframe. Kemper will prepare a needs/cost assessment for the Board to review. Jim Scott made a motion to set the rate per acre at \$5.00 and the minimum at \$25.00. Steve Metzger seconded and all were in favor.

##### ISAAC HALL:

Kemper asks direction from the Board on the proposed maintenance increase hearing. Much of the debt was incurred in 2008-2009. Emergency construction and reconstruction was performed in conjunction with county highway department as a result of drain blowouts, road closures, etc. from severe flash flooding. Kemper will also bring the Board cost estimates of needed repairs. After some discussion, Jim Scott made a motion to set the rate at \$5.00 an acre and a \$50.00 minimum. Dennis Darr seconded and all were in favor.

##### PLUNGE CREEK:

The intersection of SR13 and 1000S open ditch beginning at 1000S and running southeasterly through Deneve property. Tim Deneve is preparing a petition to vacate this part of the drain and convert open ditch to tile. The petition requires landowner signatures within the watershed above 1000S. The watershed captures a minor corner of a property (9378 S 450E) owned by Larry Manns. Mr. Deneve indicates that he has had no success in getting a response from Mr. Manns. He has sent certified letters, visited the address, etc. and gets no reply. Kemper submits that this vacation will have no impact to the Manns property and asks the Board to consider the petition valid without this signature. Jim Scott made a motion to waive the one signature, Steve Metzger seconded, all were in favor.

##### ADJOURN:

Steve Metzger made a motion to adjourn, Dennis Darr seconded, all were in favor.

##### CLAIMS:

##### May 4, 2015

Everest Excavating	Copess	\$441.00	2700
Everest Excavating	Danner	\$9,400.00	2700
Kline Excavating	Metzger, Joseph	\$493.00	1158
Hamby & Son Excavating	Metzger, Joseph	\$405.00	1158
Hamby & Son Excavating	Metzger, Joseph	\$405.00	1158
Hoene Tiling	Metzger, Joseph	\$110.74	1158
Everest Excavating	Omar Neff (Jeff)	\$1,118.82	2700
Hoene Tiling	Omar Neff (Jeff)	\$203.25	2700
G & G Hauling & Exc.	Omar Neff (Jeff)	\$185.84	2700
Everest Excavating	Omar Neff (Jeff)	\$11,660.87	2700
Everest Excavating	Omar Neff (Jeff)	\$3,758.63	2700
Kline Excavating	Pyle, John	\$356.37	2700
Hoene Tiling	Silveus	\$68.80	1158
Hamby & Son Excavating	Silveus	\$460.00	1158
Kline Excavating	Smith, Mark	\$939.14	1158
Hoene Tiling	Smith, Mark	\$707.56	1158



Everest Excavating	Stoneburner	\$1,200.00	1158
Hamby & Son Excavating	Swick Meredith	\$405.00	1158
Hamby & Son Excavating	Walnut Creek	\$865.00	2700
Hoene Tiling	Walnut Creek	\$906.78	2700
Hamby & Son Excavating	Welch, James	\$1,765.00	2700
Kline Excavating	Wyland	\$1,102.40	1158

#### May 19, 2015

Kline Excavating	Alspaugh, Haines	\$5,249.25	1158
Hoene Tiling	Alspaugh, Haines	\$1,272.09	1158
Good Excavating	Danner	\$1,900.00	2700
Art & Sons Excavating	Deeds Creek	\$252.00	2700
Kline Excavating	Deeds Creek	\$2,015.00	2700
Hamby & Sons Excavating	Deeds Creek	\$720.00	2700
Kline Excavating	Dorsey, Milton	\$488.00	2700
Dant, Gary	Elder	\$150.00	2700
Hoene Tiling	Leckrone Nelson	\$141.51	1158
Dant, Gary	McConnell, Nevin	\$90.00	2700
Dant, Gary	McConnell, Nevin	\$240.00	2700
Elkhart County Gravel	Omar Neff (Jeff)	\$172.62	1158
Hoene Tiling	Peterson	\$66.05	1158
Wertenberger Excavating	Plunge Creek	\$1,000.00	1158
Wertenberger Excavating	Pyle, John	\$1,080.00	2700
Hamby & Son Excavating	Pyle, John	\$382.50	2700
Hamby & Son Excavating	Schue, Elizabeth	\$220.00	1158
Dant, Gary	Shanton	\$90.00	1158
Hamby & Son Excavating	Shatto Cattell	\$540.00	2700
Hamby & Son Excavating	Shatto Cattell	\$405.00	2700
Kline Excavating	Shatto Cattell	\$1,440.78	2700
Hamby & Son Excavating	Silveus	\$1,850.00	1158
Hamby & Son Excavating	Swick Meredith	\$652.50	1158
Little, Kent	Tucker, Will	\$4,471.25	2700
Hoene Tiling	Van Curen	\$71.44	1158
Hamby & Son Excavating	Van Curen	\$785.00	1158
Hoene Tiling	Welch, James	\$1,363.04	2700
Hamby & Son Excavating	Welch, James	540.00	2700
Kline Excavating	Welch, James	\$28.45	2700
Kline Excavating	Welch, James	\$2,632.29	1158
Kline Excavating	Williamson, S.	\$499.75	2700

108

**DRAINAGE BOARD MEETING  
JUNE 25, 2015**

**PRESENT:**

Ron Truex, Chairman/County Commissioner  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member  
Richard Kemper, Surveyor  
Mark Montel, Ditch Inspector  
Sue Gladieux, GIS Technician

**ABSENT:**

Dennis Darr, Member  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES**

Mike Long made a motion to approve the claims and minutes. Motion seconded by Steve Metzger. All were in favor.

**SWICK MEREDITH VARIANCE**

Michael D& Linda M Dalton  
9230 92<sup>nd</sup> Pl  
Saint John, IN 46373  
NW NE 35-31-5 6.41A Key #025-089-006.B Deed Record 2013070188

Michael and Linda Dalton were present to request a variance for the purpose of building a pole barn within the 75 foot drainage right of way. Kemper recommended that the building be no nearer than 40 feet from the top of the bank of the open drain and 40 feet from the center of the tile. Michael Dalton expressed concerns of moving the building site due to extra expenses, but said moving the site 8 to 10 feet would not present too much of an issue and agreed with Kemper's recommendation.

Kemper also informed the landowners that the Surveyors office is going to hire a contractor to come and locate the tile for an exact location and will clear trees 50' from the center of the tile on both sides. Also Kemper feels there is a partial obstruction in the tile right now and repairs to the tile will be done at the same time. The landowners were asked when they planned to begin construction and stated that they have a contractor lined up to begin the second week in August. Kemper felt that the repairs and tree removal could be completed by then. Upon ending the discussion Mike Long made a motion to approve the variance at 40 feet from the top of the bank of the open drain and 40 feet from the center of the tile. Steve Metzger seconded the motion, and all were in favor.

**JOSEPH ARMEY VARIANCE**

Juan & Regina L Roa  
7816 W 1350 N  
Nappanee, IN 46550  
Lot 2 Paddlebrook Pond Sec 1 Key #033-013-056 Deed Record 95-01-0732

Juan Roa, petitioner, was not present for the variance request. Kemper informed the Board that Mr. Roa is in violation with the Area Plan Commission for the size of his pole building which led to the discovery that Mr. Roa was issued a building permit without regard to the county regulated drain. This variance would be an "after the fact" variance. The building is located 10' from the 24" county drain. Kemper states that when the drain was constructed Mr. Roa was living there and aware of the county drain on the West side of his property. After discussing this issue, Mike long moved to approve the "after the fact" variance at 10 feet from the center of the tile, and for Kemper to add language as he feels necessary in the special conditions/additional notes to protect the right of way and tile from any further encroachments. Motion seconded by Jim Scott, and all were in favor.



**AUGUST DRAINAGE BOARD MEETING:**

The August drainage board meeting will be moved up one week to August 20<sup>th</sup>. 2015 so that Mike Long can be in attendance for the meeting.

**ISAAC HALL & WILLIS YEAGLEY**

These drains are scheduled for hearing on August 20, 2015.

**WILLIS YEAGLY**

Kemper reports that there are a couple of issues on the Willis Yeagley drain before we can go to hearing. One is the fact that it is a Joint drain with Fulton County, and we are still waiting to hear from Fulton County about whether they are going to waive their rights. The second issue is Phillip Martin; one of the landowners on the Fulton County side wants to convert a portion of the open ditch to tile and is willing to bear the expense. Kemper states that this conversion would be an extension of the existing tile. Kemper has spoken with the Fulton County Surveyor who indicates no objection to the conversion. Kemper states that the minimum tile size would be stipulated after consultation with Fulton County and must be built to County specifications. Mike Long made a motion that as long as the tile was to the Surveyor's specifications no conditions should be placed upon the conversion to tile the open drain and the landowners have the Boards approval to go ahead at the landowner's expense. Steve Metzger seconded the motion, and all were in favor.

**PLUNGE CREEK**

The Surveyor's office received a petition to vacate a regulated drain or portion of a regulated drain from the following landowners:

**Timothy a. Deneve: Petitioner**

Brent L. Moonte: Respondent

Rodney J Keirn: Respondent

Timothy A Deneve: Respondent

John Edward Deneve: Respondent

Kenneth Shepherd: Respondent

Deliah Calhoun: Respondent

Phil Bradley: Respondent

Jo Lynn Reed: Respondent

Dennis Walther: Respondent

One landowner could not be contacted.

Location: 3-30-7 Jackson Twp from the South right of way of County road 1000 S (P.O.B) to the East property line.

Reason for the vacation: To increase productive acreage. To increase speed and ease of planting, spraying, and harvesting by combining two fields into one. To eliminate need for spraying or mowing along open ditch to control weed and tree growth.

**Additional requirements/conditions**

Surface culvert at County road 1000 South must remain open and free flowing with no obstruction to continue surface water drainage from the North. Erosion must be controlled throughout vacated area.

Mr. Deneve has not been able to get a response from (1) landowner, Larry Manns 9378 S 450 E. Claypool, IN 46510. Kemper states the Mann's property will in no way be impacted by approving his petition and asks the Board to consider the petition valid without his signature. The Board has previously approved the vacation contingent upon receiving the signed petition.

The Drainage Board signed the vacation approval at today's meeting.

**SWICK MEREDITH/JOINT DRAIN HEARING**

Kemper discussed the need to have a hearing on the Swick Meredith to increase the annual maintenance rate and minimum. There is much work to be done on the drain per Kemper. The Board made a recommendation to raise the rate to \$2.00 an acre and the minimum to at least \$20.00. Kemper told the Board he will bring reports to the next meeting, for their review, one at a \$20.00 minimum and one at \$25.00.

**CARLS ACHOR**

Mike Long asks Kemper to check on the Achor drain for drainage issues.

**GAY EASTERDAY ROBINSON**

Mike Long asks Kemper to check on the outlet of Huffman Lake and possibly clean that area.

**PERSONAL LIABILITY OF THE DRAINAGE BOARD MEMBERS**

Jim Scott asked Chairman Ron Truex if he had any information regarding Drainage Board Members personal liability, if any, in the course of their duties. Ron Truex made a phone call to Chad Miner County Attorney about personal liability of the Drainage Board Members. Miner stated that the members themselves are not personally liable, the County would be.

**MOTION TO ADJOURN**

Mike Long made a motion to adjourn. Jim Scott seconded the motion, all were in favor.

**CLAIMS:**

June 2, 2015

Hoene Tiling	Alspaugh, Haines	\$3,338.17	1158
Dant, Gary	Beyer Brady	\$360.00	2700
Hoene Tiling	Blue, Austin	\$914.34	2700
Wertenberger Exc.	Blue, Austin	\$1,020.00	2700
Everest Excavating	Conrad, Wm.	\$460.00	2700
Dant, Gary	Danner	\$180.00	2700
Kline Excavating	Deeds Creek	\$280.00	2700
Hoene Tiling	Deeds Creek	\$110.74	2700
Kline Excavating	Deeds Creek	\$6,356.50	2700
Kline Excavating	Doke	\$915.00	1158
Hoene Tiling	Fluke Hanson	\$203.25	2700
Hoene Tiling	Koontz, Mary	\$466.67	1158
Dant, Gary	Kuhn, Isaiah	\$240.00	2700
Kline Excavating	McClaine, Peter	\$1,021.50	1158
Kline Excavating	Omar Neff (Plain)	\$280.00	1158
Hamby & Son Excavating	Plunge Creek	\$540.00	1158
Hoene Tiling	Pyle, John	\$141.51	2700
Kline Excavating	Robinson, Ruhama	\$250.00	1158
Ransbottom Excavating	Shanton	\$625.00	1158
Hoene Tiling	Shatto Cattell	\$87.81	2700
Hoene Tiling	Swick Meredith	\$3,406.29	1158
Hoene Tiling	Swick Meredith	\$19.76	1158
Hoene Tiling	Swick Meredith	\$236.48	1158
Hoene Tiling	Swick Meredith	\$283.02	1158
Hoene Tiling	Swick Meredith	\$650.77	1158
Kline Excavating	Swick Meredith	\$2,346.51	1158
Hoene Tiling	Van Curen	\$711.87	1158
Ransbottom Excavating	Walnut Creek	\$24,187.59	2700
Hoene Tiling	Welch, James	\$203.25	1158
Hoene Tiling	White, Sedalia	\$540.85	1158
Kline Excavating	White, Sedalia	\$2,089.50	1158



Dant, Gary	Wyland	\$120.00	1158
Dant, Gary	Wyland	\$180.00	1158

**June 16, 2015**

Hamby & Son Excavating	Beyer Brady	\$200.00	2700
Hamby & Son Excavating	Blue, Austin	\$435.00	2700
Kline Excavating	Deeds Creek	\$3,894.00	2700
Hamby & Son Excavating	Goshert, James	\$540.00	1158
Kline Excavating	Kelly Zimmer	\$3,539.80	2700
Wertenberger Excavating	Koontz, Mary	\$340.00	1158
Hamby & Son Excavating	Koontz, Mary	\$1,250.00	1158
Hamby & Son Excavating	Leckrone Nelson	\$460.00	1158
Hoene Tiling	McClaine	\$442.96	1158
Kline Excavating	McClaine	\$984.00	1158
Hamby & Son Excavating	Peterson	\$270.00	1158
Wertenberger Excavating	Plunge Creek	\$1,282.50	1158
Hamby & Son Excavating	Rupple, Allen	\$1,275.00	2700
Hohman Excavating	Silveus	\$206.50	1158
Hohman Excavating	Swick Meredith	\$1,684.50	1158
Hohman Excavating	Swick Meredith	\$531.00	1158
Wertenberger Excavating	Walnut Creek	\$3,100.00	2700
Kline Excavating	Wyland	\$2,376.28	1158

112  
KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580

July 23, 2015

**Board Members Present:**

Ron Truex, Chairman (Absent)  
Mike Long, Vice Chairman  
Dennis Darr, Member  
Jim Scott, Member  
Steve Metzger, Member

Richard Kemper, Surveyor  
Patti Miner, Drainage Board Secretary  
Mark Montel, Drainage Inspector

Mike Long called the meeting to order.

**Claims & Minutes**

Jim Scott made a motion to approve the minutes and claim of the last meeting, Steve Metzger seconded, all were in favor.

**Isaac Hall Hearing Review**

Kemper opened the meeting with comments concerning the upcoming hearing on the Isaac Hall drain. The Board set the proposed minimum assessment for this drain at \$50.00. The Surveyor's office has received several calls from owners of the storage condo units complaining that the \$50.00 fee is excessive. Kemper reminds the Board landowners also have the option to combine lots as long as they are adjacent. That will lower their assessment. So far we have only had one letter of remonstrance from Dr. Mark Jensen who owns 3 of the condos off of State Road 15 North owned by Larry Coplen. He has already combined 2 of the condos, the third is not adjacent. Kemper reviewed the report with the Board members. The report shows expenditures from the year 2000 and the ledger from 1983. It shows all the work that has been done on this drain. In 2007 this ditch was barely in debt, then 2008 & 2009 hit with the emergency flood damage in Valley Springs and there was upward of \$50,000 in repairs. In the same time frame we were flooded on Tim Polk's, Pioneer Masonry and Vista Investments. We typically in the past have done repairs on the Buhrt Farm north of Levi Lee Road. On the West side of 15 arm 2 has been flooding on the Hicks property. There are some parcels of land that have been added to the watershed that have never been in it. The Board decided to leave the \$50.00 assessment on each condo.

**Lakeland Regional Sewer District**

Kemper informed the Board that LRSD has started construction but they haven't gotten their building permit for the facility and haven't recorded the variance that we gave them or the Agreement we have with them. The building permit will not be issued until the variance and agreement has been recorded.

**Mike Gill Property/Kelly Zimmer Drain**

Kemper informs the Board of meetings taking place between the Surveyor's office and Zimmer-Biomet representatives in regard to a Zimmer-Biomet drain construction over the top of our county tile. Kemper is seeking to have Zimmer-Biomet relocate their drain away from our tile. Zimmer-Biomet has been very cooperative at this point and Kemper will keep the Board informed. No action is needed by the Board at this time.



Mike Kissinger informed the Board that this is Dick's last meeting. He has submitted the paperwork to be considered to fill the rest of Dick's term which is about 16 months. A caucus will be held to fill the vacancy on August 19, 2015.

#### Adjourn:

Jim Scott made a motion to adjourn, Steve Metzger seconded, all were in favor.

#### Claims:

##### June 30, 2015

Hamby & Son Excavating	Arthur	\$300.00	2700
MM Drainage, Inc	Fleugle	\$1,298.34	2700
Wertenberger Excavating	Plunge Creek	\$875.00	1158
Hoene Tiling	Plunge Creek	\$48.10	1158
Hamby & Son Excavating	Ross, Alfred	\$440.00	1158
Kline Excavating	Shatto Cattell	\$2,334.12	2700
Kline Excavating	Swick Meredith	\$4,172.03	1158
Hoene Tiling	Swick Meredith	\$436.52	1158
Hoene Tiling	Swick Meredith	\$2,596.07	1158
Hamby & Son Excavating	Swick Meredith	\$405.00	1158
Hoene Tiling	Swick Meredith	\$141.51	1158
Hoene Tiling	Swick Meredith	\$283.02	1158

##### July 14, 2015

Dant, Gary	Beyer Brady	\$300.00	2700
Dant, Gary	Danner	\$30.00	2700
Daltons	Davisson	\$8,631.00	2700
Daltons	Fleugle	\$6,165.00	2700
Dant, Gary	Kuhn	\$30.00	2700
Wertenberger Excavating	Plunge Creek	\$150.00	1158
Troy Eads Excavating	Plunge Creek	\$3,212.07	1158
Hamby & Son Excavating	Swick Meredith	\$662.50	1158
Wertenberger Excavating	Walnut Creek	\$600.00	2700
Dant, Gary	Walnut Creek	\$120.00	2700
Dant, Gary	Wyland	\$30.00	1158

114

KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
August, 20, 2015

**PRESENT:**

Ron Truex, President  
Mike Long, Vice President  
Jim Scott, Member  
Steve Metzger, Member  
Dennis Darr, Member

**SURVEYOR'S OFFICE**

Michael Kissinger, Surveyor  
Mark Montel, Drainage Inspector

Ron Truex called the meeting to order.

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the claims and the minutes, Steve Metzger seconded, and all were in favor.

**ISAAC HALL MAINTENANCE HEARING:**

The Board notified the Surveyor's office to create a report for proposed maintenance increase. We have advertised and sent everyone affected by this hearing a notice. Currently the ditch is about \$44,000 in debt to the general drain fund. The rate is currently \$1.25 an acre and \$5.00 minimum. The proposal from the Board was to advertise the fees at \$5.00 an acre and a \$50.00 minimum. The ditch currently collects \$1,400 a year and will be increased to \$10,000. The newest proposal would get the ditch out of debt in about 4 ½ years with no work being done. Since 2000, we spent about \$57,000 in repairs and we have 2 small projects waiting to be done at the cost of approximately \$10,000 to \$15,000. In 2009 we had a major failure on the ditch where it washed out a road in Valley Springs. We spent between \$20,000 and \$30,000 on that right away. The rates on this ditch have not been raised since 1980.

Speaking against this proposal:

John Kimpel: He is representing several owners who own condos at Northfield Condominiums on St Rd 15 North. He did some investigating and says he comes up with about 800 acres inside the watershed of the Isaac Hall ditch. They have 71 condo units basically at \$50.00 each unit. That results in \$3,500 a year in assessments. He thinks the acreage should be looked at more than the individual tax numbers. He says if the assessment would go by acreage, which is 6.8 acres, it would be about \$522 an acre. He is just asking to be treated fairly.

Forrest (Woody) Shembeckler: He is also an owner of a condo at Northfield Condos. He asked Kissinger, what was the cause of the damage to the road in Valley Springs. Kissinger said it was just a failure of the tile because of the entire old tile breaking down. Most of the failure was because of excessive rain.

Kelly Mager: She just bought her house a year ago in Valley Springs, so she just needs to get some answers to some questions. Since the drain is in debt, do the land owners get charged interest? The answer was no. She noticed from some of the other hearings that the Board decides how many years they will be charged at that rate. The answer is yes and will be established at the end of the hearing. She wants to know what the Board is planning to do to maintain the ditch so that the 2009 incident does not happen again. Kissinger answered that when there is a problem, we fix it.

Chad Zartman: He remembers 2009 that we had 9 inches of rain. He said there have been quite a few years when almost no work has been done. Long said, there hasn't been any money to do anything.

Larry Coplen: He told the Board that he is the developer of these condos. He thought maybe the assessment should be based on use vs. parcel I.D. He too is asking to be treated fairly.

Michael & Wendy Meck were also in attendance.



The Board discussed the issues raised and made a proposal of \$5.00 an acre and a \$50.00 minimum with an accumulated balance of 4 years.  
Mike Long made a motion to accept the proposal as stated above, Jim Scott seconded, and all were in favor.

**VARIANCE/TURKEY CREEK**

Robert Brooks – Tr in SE 9-34-7 4.12A Key #027-036-003  
He would like to replace a mobile home with a permanent home. Kissinger relayed to the Board that a previous variance request granted for 35 feet. Turkey Creek did not have an assessment fund at that time but there has been one established since then. A carport was previously added to the trailer creating a 19 ½ foot distance from the carport to the top of the bank of the ditch. Mr. Brooks said that a 25 foot variance would be sufficient. The 35 foot variance will be voided. There is room on the other side of the ditch for maintenance.  
Mike Long made a motion to grant the variance, Steve Metzger seconded, and all were in favor.

**KELLY ZIMMER DRAIN**

Kissinger gave the Board an update on a tile outlet by Zimmer-Biomet. Zimmer built the drainage outlet right over the top of our County tile. We are in the process of making them move that because we have a lot of work to be done on the Kelly Zimmer Drain.

**SWICK MEREDITH**

On the collection sheet is doesn't look too bad, however Kemper made a request of the Board a couple of months ago that we will be doing a lot of work to that ditch. We have applied for 3 permits from the DNR and the Army Corp. The Board recommended a \$2.00 per acre and a \$20.00 or \$25.00 minimum. The difference in collection is \$72,000 at a \$20.00 minimum and \$81,600 at a 25.00 minimum and a 4 year balance. The Board would like more information about this at the next meeting.

**WILLIS YEAGLEY**

This ditch is 21 years in debt. Long also suggested Sloan Adams, which is 15 years in debt. The Earl Wallace is 12 years in debt. Rookstool ditch is 15 years in debt. He would like to see this ditch set up for hearings. Kissinger said the Yeagley ditch was close to being set for hearing, but we found out we have to have a joint board with Fulton County. Kissinger will bring more information to the next meeting.

Mike Long made a motion to adjourn, Dennis Darr seconded, and all were in favor.

**CLAIMS:**

**July 28, 2015**

Everest Excavating	Armey	\$1,050.00	2700
Kline Excavating	Arthur	\$1,179.38	1158
Kline Excavating	Arthur	\$268.56	1158
Hamby & Son Excavating	Burkholder	\$330.00	2700
Hamby & Son Excavating	Danner	\$220.00	2700
Kline Excavating	Dorsey, Milton	\$893.00	2700
Kline Excavating	Leckrone Nelson	\$5,869.00	1158
Hoene Tiling	Leckrone Nelson	\$2,031.95	1158
Hoene Tiling	Leckrone Nelson	\$1,092.09	1158
Hamby & Son Excavating	Maish	\$220.00	2700
Hamby & Son Excavating	McCleary Gochenour	\$825.00	2700
Don's Excavating	McConnell, Nevin	\$20,000.00	2700
Don's Excavating	McConnell, Nevin	\$3,387.50	2700
Everest Excavating	Robbins Magee	\$450.00	1158
Hoene Tiling	Swick Meredith	\$283.02	1158
Ransbottom Excavating	Walnut Creek	\$3,185.52	2700
Hamby & Son Excavating	Williamson, Sarah	\$440.00	2700
Hamby & Son Excavating	Williamson, Sarah	\$527.50	2700

**August 11, 2015**

Elkhart County Gravel	Armey	\$649.98	2700
Hoene Tiling	Armey	\$111.09	2700
Kline Excavating	Conrad, William	\$8,357.15	2700

MM Farm Drainage, Inc	Danner	\$234.50	2700
MM Farm Drainage, Inc	Danner	\$243.67	2700
Kline Excavating	Dorsey, Milton	\$782.00	2700
Kesling, Eric	Elder	\$765.00	2700
LDP Excavating	Elder	\$1,215.00	2700
Gilbert Drainage & Excavating	Essig	\$1,200.00	2700
Hoene Tiling	Garber, Josiah	\$224.26	1158
Daltons	Hoopengarner	\$4,795.00	1158
Daltons	Jones, A.P.	\$3,425.00	1158
Hamby & Son Excavating	Keefer Evans	\$385.00	2700
Kline Excavating	Kelly Zimmer	\$1,247.50	2700
Komdeur, Henry	McConnell, Nevin	\$3,120.00	2700
Dant, Gary	Shanton	\$630.00	1158
Hamby & Son Excavating	Shatto Cattell	\$795.00	2700
Hamby & Son Excavating	Walnut Creek	\$660.00	2700
Dant, Gary	Walnut Creek	\$90.00	2700
Hoene Tiling	Williamson, Sarah	\$110.74	2700
Hamby & Son Excavating	Williamson, Sarah	\$660.00	2700
Dant, Gary	Wyland	\$30.00	1158
Hamby & Son Excavating	Wyland	\$540.00	1158



**Kosciusko County  
Drainage Board Meeting  
September 24, 2015**

**PRESENT:**

Ron Truex, President  
Jim Scott, Member  
Mike Long, Vice President  
Dennis Darr, Member  
Steve Metzger, Member

Mike Kissinger, Surveyor  
Patti Miner, Drainage Board Secretary

**MINUTES:**

Jim Scott made a motion to approve the minutes and claims, Mike Long seconded, and all were in favor.

**LEFFELL DITCH/ Matt Kneller & Tom Gearhart**

Kissinger introduced Matt Kneller & Tom Gearhart to the Board. Matt Kneller has already replaced some of the tile on his property at his expense. He upgraded the tile in size and now it has more cover. Mr. Kneller would like the Board to accept this tile into the County system. A motion was made by Mike Long to accept this tile into the County drainage system, and that the old route will no longer be maintained by the County. Mike Scott seconded, all were in favor.

Kissinger then explained to the Board that Mr. Kneller would like to run new tile from where he stopped the tile on his land and extend it straight to the railroad bypassing the old county tile and he and Mr. Gearhart would pay for the changes. They are going to install 18 inch or 24 inch tile, whichever works out.

A motion was made by Jim Scott to give all the latitude they need to get this project done. Mike Long seconded, all were in favor.

**CONSIDERATION OF DRAINS TO RAISE RATES**

**25% WITHOUT HEARINGS:**

Kissinger told the Board that he has 3 ditches that he would like to raise 25% as soon as possible. We don't have to have hearings by doing it this way. The first ditch is William Conrad. It's about 5 years in debt to general drain, the last time we raised the rate was in 2004. The next one is the George Polk drain and it is 7 years in debt. The last is the Hoopengartner drain. The payback is only 1 & ½ years in debt and the last time it was addressed was 2007. Kissinger would like to start spraying this ditch.

A motion was made by Mike Long to raise the maintenance on the Conrad, Polk and Hoopengartner ditches 25%, Jim Scott seconded, all were in favor.

**DITCHES SCHEDULED FOR HEARINGS:**

**Willis Yeagley Ditch**

Kissinger stated that this ditch is 21.5 years in debt. The last time the assessment was raised 25% was 1981. This also requires a joint board and Mike already has a letter stating Fulton County has appointed 2 members. We also have appointed 2 of our members Dennis Darr and Mike Long, to serve on the board. We now need a 5<sup>th</sup> member and Kissinger made a recommendation to have Steve Schweisberger, First Deputy Surveyor of Elkhart County, for the job. The hearing will be in November. There are 2 rates to consider, one is a \$5.00 per acre and a \$25.00 minimum. The \$5.00 an acre would pay off the debt, if no other work is done, in approximately 4 ½ years. The \$8.00 rate would pay the debt off in 3 years. The current rate is \$1.56 an acre. Mike Long would like to make a recommendation to do a \$6.00 an acre increase with a \$25.00 minimum and a 6 year balance.

**J.L. MILLER DITCH:**

Kissinger stated that this ditch is 11 ½ years in debt and the current rate is \$1.25 an acre with a minimum of \$6.25. The Board raised the rate 25% in 1997. He is proposing either a \$3.00 an acre assessment with a \$20.00 minimum which would pay back the ditch in 4 ½ years. The \$4.00 an acre with a \$20.00 minimum would pay back the ditch in 3.6 years. Kissinger recommended a \$5.00 an acre and a \$25.00 minimum with an 8 year balance.



#### SWICK MEREDITH DITCH HEARING:

Kissinger states that this ditch is in the top 5 ditches that owe general drain fund the most money. Right now we are seeking 3 permits, 2 we have received and one we are waiting on. The cost of those 3 projects is about \$32,400, which is almost a year collection. This ditch collects about \$38,000 a year, our average cost of maintenance is \$50,000. It is currently \$.79 an acre and a \$12.13 minimum. There are 2 proposals that are being considered. The Board can recommend \$1.00 an acre and a \$25.00 minimum which will generate \$65,000 a year and be out of debt in 4 years. Or the rate per acre at \$1.30 with a \$25.00 minimum which will pay general drain back in 3 ½ years. This is a joint drain with Fulton and Marshall Counties, and they will have the chance to waive their rights. To give the Board a time frame on the hearing Kissinger said November is the Yeagley and J.L. Miller hearings and December is not a good time for a hearing so it will be scheduled for January of 2016.

#### TOPEKA POWERLINE:

Kissinger stated that there is some new power line running through our county. It's called the Topeka Wind and Power. One of their towers is going to be put up beside an existing tower that is very close to the Fleugle county tile. The company wants to reroute the ditch but there is about 120 feet between the existing tower and where they are going to put the new tower. They want to pay to reroute it between the 2 poles. We will still have 60 feet, more or less, of right of way on both sides of the tile. Kissinger will require 4-45 degree elbows in the re-route and would like to suggest a contractor.

The Board agreed that Mike could sign off on the 60 foot right of way on both sides.

#### SHATTO CATTELL:

Mike Long asked how things were going with the Shatto Cattell 2 stage. Kissinger said the meeting with NRCS is next Wednesday September 28<sup>th</sup> at 8:00 A.M. in the Surveyor's office.

#### ADJOURN:

Jim Scott made a motion to adjourn, Mike Long seconded, all were in favor.

#### CLAIMS:

##### August 25, 2015

Daltons Inc	Biller	\$685.00	2700
Hoene Tiling	Conrad, Wm.	\$698.69	2700
Hoene Tiling	Conrad, Wm.	\$404.84	2700
Hoene Tiling	Conrad, Wm.	\$33.12	2700
Hoene Tiling	Conrad, Wm.	\$93.05	2700
Kline Excavating	Conrad, Wm.	\$4,013.95	1158
Hoene Tiling	Conrad, Wm.	\$2,586.69	1158
Hoene Tiling	Conrad, Wm.	\$4,679.66	2700
R & R Visual, Inc	Conrad, Wm.	\$9,382.32	1158
Hoene Tiling	Conrad, Wm.	\$1,279.32	2700
Hamby & Son Exc.	Danner	\$165.00	2700
Daltons, Inc	Deeds Creek	\$1096.00	2700
Hamby & Son Exc.	Funk	\$275.00	2700
Kline Excavating	Kelly Zimmer	\$247.50	2700
Hoene Tiling	Kinney	\$9,687.37	2700
England's Exc.	Koontz, Mary	\$750.00	1158
Dant, Gary	McConnell, Nevin	\$270.00	2700
Hamby & Son Exc.	Mellott, Roy	\$2,375.00	2700
Everest Excavating	Omar Neff (Jeff)	\$720.34	2700
Wertenberger Tiling	Peterson	\$535.00	1158
Hoene Tiling	Peterson	\$94.18	1158
Kline Excavating	Pyle, John	\$187.50	2700
Kline Excavating	Ruple	\$681.57	1158
Kline Excavating	Ruple	\$3,693.04	2700
Hamby & Son Exc.	Shanton	\$1,828.40	1158
Hamby & Son Exc.	Shanton	\$165.00	1158
Ind. Dept. of Nat. Res.	Swick Meredith	\$225.00	1158
Hamby & Son Exc.	Swick Meredith	\$165.00	1158
Dant, Gary	Walnut Creek	\$270.00	2700
Hoene Tiling	Walnut Creek	\$71.44	2700



**September 8, 2015**

Hamby & Son Exc	Bierce	\$550.00	2700
Kline Excavating	Cauffman	\$1,019.50	1158
Kline Excavating	Deeds Creek	\$1,121.50	2700
Hamby & Son Exc	Deeds Creek	\$2,685.00	2700
Kline Excavating	Kinney	\$6,577.44	2700
Hoene Tiling	Kinney	\$326.16	2700
Dant, Gary	McConnell, N.	\$120.00	2700
Hoene Tiling	Ruple	\$2,783.10	1158
Hoene Tiling	Ruple	\$1,516.75	1158
Daltons, Inc	Ruple	\$685.00	1158
Everest Exc	Schue, E.	\$380.40	1158
Dant, Gary	Shanton	\$120.00	1158
Dant, Gary	Silveus	\$780.00	1158
Dant, Gary	Silveus	\$180.00	1158
Daltons, Inc	Stoneburner	\$1370.00	1158

**September 22, 2015**

Hoene Tiling	Cauffman	\$767.95	1158
Hoene Tiling	Cauffman	\$170.91	1158
Hoene Tiling	Deeds Creek	\$1,669.49	2700
Kline Excavating	Deeds Creek	\$11,398.31	2700
Daltons, Inc	Deeds Creek	\$1,370.00	2700
Superior Exc	Deeds Creek	\$341.25	2700
LDP Exc	Elder	\$487.50	2700

KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
OCTOBER 22, 2015

PRESENT:

Ron Truex, President  
Mike Long, Vice President  
Steve Metzger, Member  
Dennis Darr, Member

Mike Kissinger, Surveyor  
Mark Montel, Drainage Inspector  
Jim Moyer, Asst. Surveyor  
Patti Miner, Drainage Board Secretary

MINUTES:

Mike Long made a motion to approve the minutes and claims of the last meeting. Dennis Darr seconded the motion, all were in favor.

Kissinger introduced Jim Moyer as the new assistant surveyor.

BOARD SIGN LRSD VARIANCE:

The Board has worked with LRSD on an agreement (which included a “request for variance”) outlined in the minutes of the Drainage Board meeting dated May 24, 2012. Kissinger noted that LRSD has met their obligations and the Board signed the variance request.

UPDATE ON LEFFELL PROJECT  
(KNELLER/GEARHART):

Kissinger gave the Board an update on the Leffell Ditch project between Mr. Kneller and Mr. Gearhart. They came before the Board to discuss running new tile from where Mr. Kneller stopped on his property and continue across Mr. Gearhart’s property to the railroad. The Board had given permission to do this re-route and when it was done we would accept it into the County system. Mr. Kneller and Mr. Gearhart agreed to pay for this project. Mike received a phone call from Mr. Gearhart stating that he no longer wanted to participate in this project. So now Mr. Kneller is going to increase the size of our county tile on the old route and he will pay for the entire project.

RE-APPOINTMENTS:

Kissinger told the Board that the Auditor’s office said that they need to re-appoint Mike Long and Jim Scott for their positions on the board but Truex said that they have to be staggered years of appointment. Mike Long wants to be re-appointed and so does Jim Scott. Dennis Darr made the motion to have the Commissioners reappointment Long and Scott now, but Ron will get with the Auditor and get this straightened out. Steve Metzger seconded, all were in favor.

YEAGLEY AND J.L. MILLER HEARINGS:

Kissinger reminded the Board of these 2 hearings that we are having on the November 19, 2015 meeting. The Yeagley is a joint drain with Fulton County. Our 2 representatives from this county are Mike Long and Dennis Darr. The 5<sup>th</sup> member is the First Deputy Surveyor, Steve Schweisberger from Elkhart Co. and 2 members from Fulton Co. We will also have a hearing that same day for the J.L. Miller ditch.

SWICK MEREDITH HEARING:

The next hearing is on the Swick Meredith ditch, and all the numbers have been plugged in. The ditch includes about 20,000 parcels and will be scheduled for the February meeting.

J.L. MILLER DRAIN:

Mike Long has been contacted by Kara Lutes, which now is owned by Millwood Acres & use to be Mikel’s Trailer Court. Ms. Lutes has been harassed by the owner of the trailer court since they were required to install a mound system for septic. She installed it in her backyard and now the owner of the Court is saying that all their water is running on to him. She asked when it could be done and Mr. Long said he would meet with the drainage board and get their opinion. Mr. Kissinger told the Board that we will take a look at it and report back to the Board at the next meeting.

AJOURN:

Mike Long made a motion to adjourn, Steve Metzger seconded and all were in favor.

CLAIMS:

October 6, 2015

Daltons, Inc	Achor	\$137.00	2700
Daltons, Inc	Alspaugh, Haines	\$685.00	1158
Daltons, Inc	Arthur	\$2,055.00	1158
Daltons, Inc	Cauffman	\$685.00	1158
Daltons, Inc	Cauffman	\$1,027.50	1158
Daltons, Inc	Deeds Creek	\$685.00	2700
Daltons, Inc	Deeds Creek	\$2,055.00	2700
Daltons, Inc	Deeds Creek	\$1,712.50	2700
Daltons, Inc	Deeds Creek	\$1,370.00	2700
Kline Excavating	Deeds Creek	\$1,144.00	2700



Daltons, Inc	Dorsey, Wm.	\$342.50	2700
Daltons, Inc	Goshert, James	\$685.00	1158
Daltons, Inc	Hickman	\$1,370.00	2700
Daltons, Inc	Keefer Evans	\$1,370.00	2700
Daltons, Inc	Koontz, Mary	\$1,370.00	1158
Daltons, Inc	Koontz, Mary	\$342.50	1158
Daltons, Inc	Leffell	\$685.00	2700
Daltons, Inc	McClain, Peter	\$685.00	1158
Daltons, Inc	McCleary Gochenour	\$1,370.00	2700
			Split Claim
Daltons, Inc	Omar Neff (Jeff)	\$9,730.91	2700
Daltons, Inc	Omar Neff (Jeff)	\$1,914.09	1158
Zimmerman, Tony	Omar Neff (Jeff)	\$121.30	1158
Daltons, Inc	Plunge Creek	\$1,027.50	1158
Daltons, Inc	Pyle, John	\$342.50	2700
Kline Excavating	Ruple	\$1,201.50	1158
Daltons, Inc	Shanton	\$1,096.00	1158
Daltons, Inc	Silveus	\$1,096.00	1158
Daltons, Inc	Tucker, Will	\$685.00	2700
Daltons, Inc	Van Curen	\$2,055.00	1158
Daltons, Inc	Walnut Creek	\$1,027.50	2700
Daltons, Inc	Walnut Creek	\$2,740.00	2700
Daltons, Inc	Walnut Creek	\$2,055.00	2700
Daltons, Inc	Williamson, Sarah	\$548.00	2700
Kline Excavating	Williamson, Sarah	\$830.00	2700
Kline Excavating	Wyland	\$2,421.40	1158
Daltons, Inc	Wyland	\$1,370.00	1158
Kline Excavating	Wyland	\$1,061.50	1158
Daltons, Inc	Wyland	\$342.50	1158
Martin & Sons Drainage LLC	Yeagley, Willis	\$1,500.00	1158

**October 20, 2015**

Hamby & Son Excavating	Armey	\$270.00	2700
Hamby & Son Excavating	Deeds Creek	\$405.00	2700
Hamby & Son Excavating	Keefer Evans	\$2,620.00	2700
Hoene Tiling	Keefer Evans	\$2,087.40	2700
Hamby & Son Excavating	Peterson	\$675.00	1158
Hepler, Carl	Reed, J.B.	\$90.00	2700
Hamby & Son Excavating	Silveus	\$405.00	1158
Hohman Excavating	Swick Meredith	\$392.00	1158
Hohman Excavating	Williamson, Sarah	\$1,148.88	2700
Kline Excavating	Wyland	\$1,973.50	1158
Hoene Tiling	Wyland	\$1,552.59	1158

122

KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W. CENTER ST.  
WARSAW, IN 46580

November 19, 2015

**BOARD MEMBERS:**

Ron Truex, Chairman  
Mike Long, Vice Chairman  
Jim Scott, Member  
Steve Metzger, Member  
Dennis Darr, Member

Michael Kissinger, Surveyor  
Mark Montel, Drainage Inspector  
Jim Moyer, Assistant Surveyor  
Patti Miner, Drainage Board Secretary  
Sue Gladieux, GIS Tech

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the claims and minutes of the last meeting, Steve Metzger seconded, all were in favor.

**J.L. MILLER HEARING:**

Kissinger explained to the Board that this hearing is to increase the maintenance on the ditch. Currently this ditch is assessed at \$1.25 an acre and has a \$6.25 minimum. This ditch is approximately 11 years and \$7,000 in debt and collects \$619.00. Kissinger proposes \$5.00 an acre, a \$25.00 minimum, recommends an 8 year balance before we stop collection. There is an estimate of \$1,200 of work a year and this ditch will be out of debt in approximately 4 years and in 5 years there should be a balance of about \$2,800. In 2011 we had a project of about \$7,000 and this ditch is all tile. The last time there was a hearing on this ditch was 1978 then we raised it 25% in 1997. Mike Long made a motion to raise the assessment on this ditch to \$5.00 an acre, a \$25.00 minimum, and stop the collection at a 5 year balance. Dennis Darr seconded, all were in favor.

**SWICK MEREDITH HEARING:**

Kissinger reminded the Board that we will be having a hearing to raise assessments on the Swick Meredith ditch in February of 2016. This is a pretty large system with about 2800 or 2900 parcels. The balance sheet shows we are only 1 year in debt, but we have 3 permits that have come in that will require around \$30,000 or \$40,000.

Mike Long has been looking at the general drain fund and has a list of drains that he thinks having hearings on will get that debt paid off faster. They are Faulkner, Josiah Garber, Rookstool, Sloan Adams, Sechrist, Van Curen & Westlake Feters. Kissinger will draw up some paperwork for these drains and have it ready for the December meeting.

**ADJOURN:**

A motion to adjourn was made by Steve Metzger, seconded by Jim Scott, all were in favor.

**WILLIS YEAGLEY HEARING:**

**Present:**

Michael Kissinger, Surveyor  
Mark Montel, Drainage Inspector  
Jim Moyer, Assistant Surveyor  
Patti Miner, Drainage Board Secretary  
Sue Gladieux, GIS Tech

**Joint Board Members:**

Dennis Darr (Kosciusko County)  
Mike Long (Kosciusko County)  
Brian Lewis (Fulton County)  
Roger Rose (Fulton County)  
Steve Schweisberger (Elkhart County)  
(Elkhart County Surveyor's Office)

Mike Long made a motion to appoint Steve Schweisberger as the chairman of this meeting, Roger Rose seconded, all were in favor.



The Yeagley ditch currently is 24 years in debt and owes \$15,000 to General Drain Fund, and it collects approximately \$631 a year. This ditch didn't get this far in debt until 2009 and the expenses started building. Schweisberger opened the meeting to the public.

Richard Ault, 9651 1200 S. Akron, Indiana, explained to the Board that he has a very big problem. After much discussion it was found that there are no county regulated drains in his area. Don Towne explained that Henry Smith and Kevin Miller came to him about a tile on the South side of Smith's property that drains to the West across the road and thinks he should be taken out of the watershed. When Smith & Miller drain their farms it drains west and Towne also said it is subsurface tile. Kissinger said his office will check this out and go from there.

Also Don brought out the fact that in their 1968 records, properties south of the intersection of the Yeagley and Shoemaker drains have been paying an assessment on the Yeagley drain. Kissinger acknowledged that those properties were currently being assessed on the Yeagley drain but that his research of the original Yeagley ditch report indicated that the county regulated drain terminates at the intersection with the Shoemaker drain. Kissinger will research & address any shed line issues & consult with Drainage Board Attorney if necessary and report findings to Don Towne. Mike Long asked Kissinger if we will have to have a joint Board meeting to change the watershed on the Yeagley. Kissinger said he is going to ask our attorney to get the information needed.

A motion was made by Long to close the meeting to the public, seconded by Darr, all were in favor.

Schweisberger reiterated to the Board that the assessment has been proposed at \$6.00 an acre, \$25.00 minimum and a 6 year balance. Motion to accept the advertised rates was made by Long and seconded by Rose, all were in favor.

#### ADJOURN YEAGLEY HEARING:

A motion to adjourn was made by Lewis, seconded by Long, all were in favor

#### CLAIMS:

##### November 2, 2015

Kline Excavating	Arthur	\$1,462.00	1158
Hamby & Son Excavating	Cauffman	\$135.00	1158
Hoene Tiling	Cauffman	\$11.74	1158
Hamby & Son Excavating	Cauffman	\$460.00	1158
Hamby & Son Excavating	Funk	\$405.00	2700
Hamby & Son Excavating	Gay Easterday	\$405.00	2700
Dant, Gary	Kuhn	\$150.00	2700
Kline Excavating	Maish	\$342.50	2700
LDP Excavating	McCleary Gochenour	\$2,300.00	<b>SPLIT CLAIM</b>
		<b>\$2,088.83</b>	<b>2700</b>
		<b>\$211.17</b>	<b>1158</b>
Dant, Gary	McConnell, Nevin	\$30.00	2700
Hamby & Son Excavating	Miller, J.L.	\$270.00	1158
Kline Excavating	Ruple	\$1,992.50	1158
Dant, Gary	Silveus	\$60.00	1158
Dant, Gary	Silveus	\$30.00	1158
Hamby & Son Excavating	Swick Meredith	\$325.00	1158
Hamby & Son Excavating	Teegarden	\$460.00	1158
Hoene Tiling	Teegarden	\$203.25	1158
Fervida Farms	Truax	\$800.00	2700
Dant, Gary	Van Curen	\$480.00	1158
Hamby & Son Excavating	Wallace, Earl	\$270.00	1158
Kline Excavating	Williamson, Sarah	\$390.00	2700
Hamby & Son Excavating	Williamson, Sarah	\$540.00	2700

##### November 17, 2015

Hoene Tiling	Arthur	\$376.09	1158
Hamby & Son Excavating	Bierce	\$330.00	2700
Hoene Tiling	Cauffman	\$110.74	1158
Hoene Tiling	Conrad, Wm.	\$1,206.37	1158
Kline Excavating	Conrad, Wm.	\$2,937.40	1158
Hamby & Son Excavating	Danner	\$337.50	2700
Hamby & Son Excavating	Funk	\$337.50	2700
Kline Excavating	Garber	\$3,191.00	1158
Dant, Gary	Kuhn	\$150.00	2700
Hamby & Son Excavating	Pyle, John	\$275.00	2700

Kline Excavating	Shatto Cattell	\$6,350.00	2700
Hoene Tiling	Wallace, Earl	\$88.98	1158
Hamby & Son Excavating	Walnut Creek	\$1,790.00	2700
Dant, Gary	Walnut Creek	\$990.00	2700
Hoene Tiling	Williamson, Sarah	\$85.36	2700
Kline Excavating	Williamson, Sarah	\$896.31	2700



**KOSCIUSKO COUNTY  
DRAINAGE BOARD MEETING  
100 W CENTER ST  
WARSAW, IN 46580  
574.265.2620**

December 17, 2015

**MEMBERS PRESENT:**

Ron Truex, Present  
Michael Long, Vice President  
Jim Scott, Member  
Steve Metzger, Member  
Dennis Darr, Member

Michael Kissinger, Surveyor  
Mark Montel, Drainage Inspector  
Patti Miner, Drainage Board Secretary

**CLAIMS & MINUTES:**

Mike Long made a motion to approve the minutes and claims, Jim Scott seconded, all were in favor.

**VARIANCE: Kuhn Drain/Kenneth Argerbright**

Bruce Jackson came before the Board to ask for a variance on the Isaiah Kuhn drain to build a new garage 30' from the top of the open ditch bank. Kissinger explained to the Board that he doesn't see any problem with the 30', we can always clean the ditch on the other side. There is already a storage shed 45' from the top of the bank and that has not caused any problems thus far.

Mike Long made a motion to accept the variance at 30' from the top of the bank of the Kuhn ditch, Dennis Darr seconded, all were in favor.

**SEDALIA WHITE/Tucker & Zimmerman Discussion:**

Kissinger handed out aerials to the Board members so they could follow along with his presentation. The ditch to the North is the Sedalia White and to the West is the Bryant Leininger ditch which belongs to Fulton County. Mr. Tucker came in this summer and asked Mr. Kemper about bringing water in from outside the shed area and hook into the Sedalia White. Mr. Tucker wanted to extend the tile south to CR 950 with an 8" tile. Anytime you bring water from one shed area to another you have to have permission from the County Surveyor. Kemper thought the Sedalia White could handle an 8" tile being hooked into the existing county tile. The request was granted verbally down to 950 S. There has been a flooding problem per the County Highway on that road so the request from Tucker helped the highway department. There is a home north of 900 S that is owned by Ron Shewman and they also have had flooding problems. Kissinger thought there would not be any adverse effects to their property. Kissinger told the Board that there is now a 12" tile already in place and has been hooked up to 950S.

**Devon Zimmerman:**

Mr. Zimmerman told the Board that he owns this property South of CR 950 S. He bought the land from the Baker family a year ago and he was told there was a county tile at 950 S but he was not able to hook up because he couldn't cross the neighbor's property. There has been a lot of rain and a lot of flooding around the house that is on that property. Mr. Zimmerman came into the County Surveyor's office to see where the county tile is and it is not at 950 S. It is on the Tucker property to the North. Mr. Tucker said he would check that out and if Mr. Zimmerman wanted to hook on to it he could. Mr. Tucker told him that he was going to run a 6" or 8" tile but if Mr. Zimmerman wanted to hook on Hohman Excavating thought it should be upgraded to a 12". Mr. Zimmerman agreed to pay for the cost of doing so. He has \$15,000 invested in the tile hookup. When he talked to the Surveyor's office they told him that the watershed shows his water running east, but he told them it runs north. Mr. Zimmerman is requesting that the new 12" tile installed by Hohman/Tucker be allowed to be extended south of CR 950 S approximately 900' into his property.

**Mr. Tucker:**

Mr. Tucker asked Kissinger if he remembered the footage as far as when it starts at Tippecanoe Valley School to the open ditch. Its 800' of 20" tile then 1800' of 18" which gets us close to CR 900 S and then it goes to a 14". When Tucker hooked in to the South side of 900, it was a 15" tile. Kissinger talked to Mrs. Shewman 2 days ago, whose house is North of CR 950 S, they just wanted to make sure that it is not going to cause any problems on their property. If the Board does allow this tile, we currently have no plans to take it into the County system. Based on this installation, we would actually need to change the watershed line for the Sedalia White and the Bryant Leininger drains. We will be taking ground out of the Bryant Leininger



ditch that goes into Fulton County, so Kissinger will have a meeting with Fulton County Surveyor's Office because they will be losing the revenue from the acreage. Kissinger would like to get Fulton County's blessing on taking 60 acres out of the shed area. Also attending was Russell Brown, 11117 W CR 950 S, Akron, (landowner on south side of CR 950S) who spoke in favor of any action that would minimize water problems that he had experienced in the past. Long made a motion to table this action until the February meeting and after Kissinger talks to Fulton County. Jim Scott seconded, all were in favor.

#### **DITCHES TO BE RAISED 25%:**

**Fred Gilliam Drain:** This drain collects \$647.50 a year with \$3.00 an acre and a \$5.00 minimum. The ditch is in debt to general drain \$1,031.44 and the most recent hearing was February 23, 1984. With a 25% increase the assessment would be \$3.75 an acre and a minimum of \$6.25 minimum. There is a lot of tile and suck holes to be worked on and we are trying to be proactive.

**Keefer Evans Drain:** This ditch has a \$15,000 balance, collects \$14,352 a year, and the rate per acre is \$2.00 and has a \$25.00 minimum. The most recent hearing was October 25, 2012. A 25% increase would make the rate per acre \$2.50 and the minimum \$25.00.

**Omar Neff (Jeff) Drain:** This is an open ditch that collects \$20,407 a year with a rate per acre of \$2.50 and a minimum of \$20.00. The last hearing was January 23, 1997. We try to clean the total length of this ditch every 5 to 7 years costing up to a year or year and a half of the collection. The 25% increase would raise the rate per acre at \$3.12 with a minimum assessment of \$25.00.

**Josiah Garber Drain:** The ditch collects \$2,183 a year with a rate per acre of \$5.00 and a minimum assessment of \$25.00. It is in debt to General Drain Fund \$20,571 and the last hearing was August 25, 2005. The ledger shows we just got done replacing a long stretch of tile. Kissinger said this ditch needs to go to hearing but since the last hearing was in 2005 he thought raising it 25% would be a first step in the right direction to get this ditch out of debt to the general drain fund. Truex thought this was a very small step that won't be effective at all. Long told the Board that he would like to adopt a policy that if a ditch is 5 years in debt we have a hearing. Truex thinks we need a plan to get this ditch out of debt in 10 years.

**Ruhama Robinson Drain:** This ditch is \$194 in debt to general and only collects \$575 a year. There is a lot of tile and open ditch work to be done. The 25% increase would make \$1.25 an acre with a \$25.00 minimum.

**William Shilling Drain:** This ditch is \$5,313 in debt to general drain, collects \$1,370 a year and has a rate per acre of \$2.00 with a \$20.00 minimum. Raising it 25% would make the rate per acre \$2.50 with a \$25.00 minimum.

The Board approved the 25% increase on every drain we brought to their attention except for the Josiah Garber. It will go to hearing as soon as possible.

#### **PETER MCCLAIN DRAIN:**

Kissinger reminded the Board that the hearing for this ditch is scheduled for February 25<sup>th</sup> @9:00 A.M. The Board approved an advertised rate of \$6.00 an acre a minimum of \$25.00 and to collect until the balance meets or exceeds 8 times the annual collection.

#### **SWICK MEREDITH DRAIN:**

Kissinger also reminded the Board that the hearing for this ditch is scheduled for February 25<sup>th</sup> @9:00A.M. The Swick is in debt to general drain fund \$40,754 and collects \$36,676 a year. It is assessed at \$.79 an acre with a minimum of \$12.13. This is a joint drain with Marshall County and Fulton County, so if they don't want to be involved they will have to waive their rights to us. Kissinger is fairly sure that they will waive their rights after talking to both offices. Kissinger told the Board that he has just received 3 permits to do a large open ditch cleanout so more money will be needed. The Board would like to advertise \$1.50 per acre with a \$25.00 minimum and an 8 year balance.

#### **FAULKNER DRAIN:**

The Surveyor met with Wendell Rust, a landowner on the Faulkner ditch in Marshall County. He was upset that the County Surveyors Office had utilized the 75' regulated drain easement on the south side of the Faulkner drain, which he owns, just west of the Kosciusko county line in Marshall County. The ditch had "always" been cleaned from the north side and he felt that should have continued in the early-mid 2015 cleanout project as the ditch bank on his side is steep and unstable (muck ground).

Kissinger (Surveyor) indicated that he had talked with the previous surveyor and that every effort was made to carefully clean the ditch without undercutting the bank. Unfortunately, the



bank has failed in a couple places and there are indications that it will continue to fail in other locations. That being said, it is Kissinger's opinion that the burden of periodic ditch cleanouts should not fall on just one side of the drain. Typical farming operations over the years in proximity of the top of the bank on the south side (Mr. Rust's side of the ditch), have resulted in the current steep/unstable bank condition.

It is the opinion of the Surveyors Office that the ditch bank on Mr. Rust's side needs to be "pulled back" in this muck ground to a slope that results in a stable/workable condition. This would result in the ditch bank being extended into Mr. Rust's current farmed ground (distance not yet determined). Mr. Rust indicated to Kissinger that he would strongly disagree with the loss of "any" of his current farm ground and would likely seek legal action.

The board agreed that pulling the bank back on Mr. Rust's side would be necessary to properly maintain the ditch and that they felt the Drainage Board was within their rights to do so in the future. Kissinger indicated that Mr. Rust may come to a future Drainage Board meeting for further discussions.

**OTHER BUSINESS:**

**CROMWELL DRAIN:**

Noble County contacted Mr. Kissinger about a ditch in the Northeast part of the county called the Cromwell Drain which is located close to Enchanted Hills. Noble County has jurisdiction over the drain, we just send them the money collected in this county and they do all repairs, etc. They are starting a large project that they are using money out of their maintenance fund. They wanted to know if we wanted to establish a joint board. Kissinger told them that if it was coming out of maintenance that we would not be interested. Mike Long made a motion to waive our rights, Jim Scott seconded, all were in favor.

**KELLY ZIMMER DRAIN:**

The Kelly Zimmer drain goes thru the old Mike Gill property. Zimmer Inc. put in a drainage tile over our existing county drain close to a year ago without permission from the Surveyor's office. Kissinger notified them that they needed to relocate the tile. They said they would and after getting an estimate to get the work done they wanted to know how much money the County was going to contribute. Of course the Surveyor said the County could not contribute anything.

**BIDS:**

The Surveyor's office recently sent out 5 bids for work to be done. The same contractor got 3 of those bids because he was the lowest bidder. He does a good job and is very low in his pricing but he now has 9 bid jobs between Fulton County, Marshall County and Kosciusko County. We have 2 more bids coming up and Kissinger wants to know if he should send the bid packets to that contractor. Truex said it is not for us to decide if these contractors are too busy. Our job is to give the most responsible and lowest bid the jobs. If they bid on a job and they don't have the equipment to do the job, then they are not given the bid.

**GAY EASTERDAY ROBINSON DRAIN:**

Long asked Kissinger what the status is on the Gay Easterday Robinson ditch to Huffman Lake but he said he needed more time to finish that research.

**STATTO CATTELL DRAIN:**

As far as the USDA doing their surveying, Long has concerns that the ditch will ultimately be cleaned to the original grade based on bench marks identified by the County Surveyor and noted on previous ditch surveys. Long thinks Creighton Bros. and others would benefit from that type of cleanup.

**ADJOURN:**

Mike Long made a motion to adjourn, Jim Scott seconded, all were in favor.

**CLAIMS:**

**December 1, 2015**

Hamby & Son Excavating	Fleugle	\$202.50	2700
Hamby & Son Excavating	Gay Easterday	\$270.00	2700
Hoene Tiling	Gay Easterday	\$88.98	2700
Hamby & Son Excavating	Miller, J.B.	\$405.00	2700
Hamby & Son Excavating	Pyle, John	\$4,900.00	2700
Hoene Tiling	Pyle, John	\$332.22	2700
Hoene Tiling	Pyle, John	\$444.92	2700
Hoene Tiling	Pyle, John	\$3,023.94	2700
Hoene Tiling	Pyle, John	\$90.16	2700

Hamby & Son Excavating	Pyle, John	\$460.00	2700
Hamby & Son Excavating	Shatto Cattell	\$460.00	2
Hoene Tiling	Shatto Cattell	\$110.74	2700
	<b>SPLIT CLAIM:</b>		
Kline Excavating	Shatto Cattell	\$3,942.58	2700
Kline Excavating	Shatto Cattell	\$57.42	1158

**December 15, 2015**

Kline Excavating	Danner	\$1,567.50	2700
Hoene Tiling	Danner	\$571.43	2700
Hamby & Son Excavating	Dorsey, Milton	\$540.00	2700
Hoene Tiling	Pyle, John	\$8.04	2700
Hamby & Son Excavating	Robbins Magee	\$405.00	1158
Kline Excavating	Robinson, G.A.	\$491.50	2700
Hoene Tiling	Silveus	\$413.36	1158
Hamby & Son Excavating	Sloan Adams	\$202.50	1158
Hamby & Son Excavating	Sloan Adams	\$490.00	1158
Hoene Tiling	Stoneburner	\$341.43	1158
Kline Excavating	Walnut Creek	\$841.50	2700
Kline Excavating	Williamson, Sarah	\$6,163.33	2700
Kline Excavating	Williamson, Sarah	\$610.00	2700